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XLIX

PROCEEDINGS

OF THE

PROVINCIAL COURT OF MARYLAND
1663–1666

(4)

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LETTER OF TRANSMITTAL

BALTIMORE, *May* 2, 1932.

To the Maryland Historical Society:

GENTLEMEN:

This volume of the Archives of Maryland, which contains the Proceedings of the Provincial Court from 1663 to 1666 inclusive, is the fourth of the sub-series dealing with the activities of this court, and the forty-ninth of the general series of the Archives of Maryland.

It is the purpose of the Committee on Publications not only to continue to bring out the proceedings of the Provincial Court, which owing to their bulk is a slow process, but in the near future to begin the publication of the seventeenth century records of the Court of Chancery and of certain of the county courts of the Province. These together will be known as the Court Series of the Archives of Maryland, and in connection with the Decisions of the Court of Appeals from 1695 to 1729, which are shortly to appear under other auspices, will form as complete a picture of the entire judicial system of the Province as is possessed by any other colony.

It should be clearly understood that it is not the intention of the editor to attempt to give here a general history of the early judicial system of Maryland, which has been so well described by Bozman, Thomas, Steiner, Newbold, and Bond. This would seem to be a good opportunity, however, to consider in some detail a few obscure and unsettled questions regarding the evolution and development during the seventeenth century of certain of these courts, their jurisdictional relationship to each other as brought out by the study of this and previous volumes of the Archives, and to note the condition of the old record books from which our source material is derived. A definite opinion upon some of these mooted questions cannot be given at the present time—perhaps can never be given with absolute certainty—owing to the mid-century gaps in the records as a result of the struggle between king and parliament, from which Maryland suffered not a little. This re-study of some of these problems seems to have thrown additional light upon the early development of the Provincial Court and its peculiar relation to the St. Mary's County Court. It is hoped that, when the surviving early county court records finally appear in printed form, further light may be thrown upon other questions which are still puzzling.

Maryland is fortunate in that the records of the court exercising general jurisdiction in the Province during the colonial period have been so well preserved, although the same cannot be said of the seventeenth century records of the various county and manorial courts, which are quite fragmentary. The records of this court of general jurisdiction, known successively as the County Court, the Provincial Court, and the General Court, exist in an almost unbroken sequence from their beginning in 1637 to 1805, when the entire judicial system of the State underwent a complete change. These breaks are to be found principally in the years 1641, 1642, 1645, and 1646, when the Province was reflecting the civil disturbances in the mother country between the king and parliament.

The early history of the general court of the Province, which by 1640 had probably begun to be called the Provincial Court, and its evolution during the first three or four decades following the settlement in 1634, have not received the careful and detailed study which they deserve. This, the fourth volume of the Archives dealing with the proceedings of the court, brings us down to the year 1666, and to the close of the period when the history of the court is obscure. It therefore seems a good point at which to reëxamine the steps in its development and its confusing relations to the various county courts.

Although it is certain that as late as the year 1649, the General Assembly as a whole sat as a court of law, it did so only infrequently. There is no doubt, however, that from the settlement, justice was ordinarily administered by the Governor and Council, the latter body being identical in personnel with what was after 1649 known as the Upper House of the Assembly, and at all times more readily available as a body than the more cumbersome and larger General Assembly, composed of both the Upper and Lower houses. Furthermore under his charter the administration of justice was reserved to the Proprietary, and in his Governor and Council he possessed a body over which he had full control. So there can be little question that it was to confirm a custom already existent, as well as a warning of " hands off " to the freemen of the Province, that under date of April 15, 1637, Cecilius, Lord Baltimore, issued from London his commission, or letter of instruction, to Governor Leonard Calvert and his Council, formally empowering them, among other things, to try and determine all civil and criminal cases, although the letter does not designate the name by which such a court was to be known (Arch. Md. III, 53). It is probable that during the first three or four years following the settlement, when sitting in their judicial capacity, the Governor and Council were simply known as " The Court," but for this early period no record of their sessions, as such, exists.

It was at the close of the year 1637, however, that changes took place in the government of the Province which gave rise to certain changes in the administration of justice. Until this time the settlement on Kent Island had been governed entirely by the Provincial authorities sitting at the town of St. Mary's. On December 30, 1637, Captain John Evelyn was made Commander of the Isle of Kent and given authority to appoint six or more additional commissioners to hold court with him, with powers in civil cases not involving more than ten pounds sterling, and in criminal cases with powers similar to those exercised by justices of the peace in England sitting in their Court of Sessions (Arch. Md. III, 59). On January 24, 1638, we find for the first time St. Mary's referred to as a county, and John Lewger appointed Conservator of the Peace there, with powers apparently limited to those of a single justice of the peace in England (Arch. Md. III, 60). It will be noted, that although Kent Island was not given a county status at this time and is referred to simply as a hundred of St. Mary's County, justice in Kent, in all save cases of major importance, was to be administered locally. In St. Mary's County, however, except as regards the comparatively minor judicial functions exercised by the manorial or hundred courts, the court of the Governor and Council sitting there was to administer justice in all important local St. Mary's affairs, and was also to have original jurisdiction in Kent in civil cases involving more than ten pounds sterling, and in criminal cases involving loss of life or member.

Coincident with the establishment of a county form of government in St. Mary's, the general court of the Province came to be known as the County Court, and is thus called when it met there February 12, 1638 (Arch. Md. IV, 21). A year later at the February, 1639, session of the Assembly, there were introduced four bills, creating with clearly defined powers a County Court, a Chancery Court, an Admiralty Court and a Prætorial Court (Arch. Md. I, 47, 49, 46, 50). These bills, together with many others regulating in detail the Provincial government, failed of passage, doubtless because the Proprietary did not wish to have his powers limited by the Assembly in respect to his rights under the Charter. A general bill was allowed to pass, however, which confirmed in the Governor and Council among other things, general judicial powers in all civil, testamentary and criminal cases (Arch. Md. I, 83-4).

The court of general jurisdiction, known as the County Court after the organization early in 1638 of St. Mary's County, unquestionably lost this designation and became the Provincial Court sometime in the three year period between 1640 and 1642 inclusive, when Kent ceased to be a hundred of St. Mary's and was also given a county status. This organization of Kent as a county apparently took place in 1640. It is difficult to fix the exact date with certainty because the Provincial records for these three years, especially those of the Council, are very fragmentary. The first specific reference to Kent as a county is rather casual, when, July 18, 1642, burgesses representing Kent County were sworn in as such (Arch. Md. I, 129). There is strong evidence, however, from the wording of certain acts, that Kent had acquired a county status as early as 1640, for in an act passed at the October session of that year reference is made to the " commander of *every* county," at the August 1641 session an act was passed directing the sheriff of " *every* county " to perform certain duties, and again at the March, 1642, session an act refers to " *any* county of the Province " (Arch. Md. I, 97, 108, 123). While these laws may have been enacted merely in anticipation of the erection of other counties in addition to St. Mary's County, it seems more likely that St. Mary's and Kent were both fully organized counties when the act of October, 1640, was passed. With two counties in existence, to continue to call the general court the County Court would have been absurd, so the County Court became the Provincial Court, and the former name the designation of the courts of local and inferior jurisdiction in the several counties as they were organized, except that in the case of St. Mary's the Provincial Court, which usually sat there, for a few years remained the court of original jurisdiction for this county. The first specific use of the designation Provincial Court is to be found in an act introduced into the Assembly July 20, 1642, which became a law, entitled "An Act for Judges," in which a clear distinction is made between the " Provincial

Court" and the "County Court," and this in a way to indicate that both terms were then in general use (Arch. Md. I, 147).

The inclusion in the old Liber B B, from which this volume of the Archives is in large part taken, of a number of recorded papers for the years 1663-1666, relating principally to a land dispute in St. Mary's County (pages 571-91), brings up the debated questions as to just when a separate county court for St. Mary's first came into existence, and after its establishment, as to what were the respective jurisdictions in local affairs of it and of the Provincial Court. It is broadly stated by writers on the early judicial system of Maryland, that for the first decade or more following the settlement there was no purely local court in St. Mary's, other than the manorial courts with limited and local jurisdictions and powers, the Provincial Court having general jurisdiction there, and that even after the St. Mary's County Court was established, the Provincial Court had full concurrent jurisdiction with it in minor matters, and exclusive jurisdiction in cases of greater moment. Whether a county court existed before 1644 may be problematical, but it is certain that one was in existence in that year, for on August 20, we find the Governor commissioning William Braithwaite as Commander of St. Mary's, to sit with Thomas Green and Cuthbert Fenwick as a court to try minor civil cases and criminal cases not involving loss of life or member (Arch. Md. III, 150-1). It is obvious from this that the Provincial Court had original jurisdiction in more important civil and criminal cases, but there is nothing to indicate whether or not the Provincial Court had concurrent jurisdiction with the county court in minor cases, or whether in these cases there was the right of appeal from the county court to the higher court. That there was an especially close connection between these two courts in St. Mary's down through the forties and into the fifties is certain, but owing to the loss of all the seventeenth century St. Mary's County Court records it is impossible to determine just how much independence the local court really had, as the only record of its acts are the entries to be found in the Provincial Court records of cases heard on appeal to it from the county court. That it was less independent of the Provincial Court than the other county courts of the period may have been in part due to the fact that it was more directly under the eye of the Governor and Council than were the other more distant county courts.

As further evidence of a close connection between the two courts at this early period we find the same men from time to time on both courts, but owing to the lack of anything like a complete record of the membership of the county court, it cannot be determined whether any sat on both courts at the same time, or how much overlapping occurred. Significant of their association is the announcement made at an adjournment of the Provincial Court in 1649, "The Court rising the Governor appointed the next Court for the County of St. Maries to be held at St. Maries the seventh day of January," suggesting that some of the same justices were then sitting on both courts (Arch. Md. IV, 533). It may well be that this subservience of the local county court to the higher court existed only during the height of the struggle in Maryland between Proprietary and Parliamentary parties, and that the Commonwealth Commissioners then in control may have felt the importance of keeping Provincial and local affairs in the same hands. Doubtless as a reaction against this too greatly centralized control over local county affairs we find the Burgesses of St. Mary's at the October, 1654, session of the Assembly securing the enactment of a law for the creation of a "County Commission to keep Court," and also the request of the Assembly that these burgesses consider who are those best qualified for that service and that these be nominated to the [Commonwealth] Commissioners of the Province, "the nominees to be present at the next General Provincial Council so that powers may be committed to them for keeping of the Courts of the said country" (Arch. Md. I, 347). Pursuant to this act the Provincial Court at a session held December 5, 1654, authorized the construction of a court house for the "County of St. Maries and Patuxent," at the home of John Hammond, and incidentally gave permission to Hammond to sell wine and strong liquors there (Arch. Md. IV, 410); and at a session held April 24, 1655, appointed as members of the county court Captain John Sly, president, with six associate justices. The court was ordered to hear and determine all civil cases involving less than twenty pounds sterling, and criminal cases where the loss of life or member was not in question (ibid. 413)'. The increase in the number of justices from three to seven would seem to indicate greater powers and independence, and it is likely that the St. Mary's County Court had from this time the same authority as the other county courts.

How long the justices commissioned in 1655 by the Commonwealth Commissioners held office we do not know, as the records of the Council for this period are fragmentary. The next St. Mary's Court of which we have a record of the names of the justices was the bench appointed June 14, 1661, after the government of the Province had been fully restored to the Calverts, and as would be expected, entirely new names now appear. We also have for the first time the specific appointment of a Clerk and Keeper of the Records of the County Court (Arch. Md. III, 422). There is no reason to believe, however, that these offices were now created for the first time.

We have traced the history of the St. Mary's County Court to the period when its organization, powers, and relation to the Provincial Court were doubtless the same as those of the other county courts. By the year 1666, when this volume ends, local courts with clearly defined and limited powers, in addition to those of St. Mary's and Kent which have been described, had been established as follows: Anne Arundel 1650, Calvert 1654, Charles 1658, Baltimore 1659, Talbot 1661, and Somerset 1666.

There are two possible explanations for the presence at the end of the old Provincial Court record book B B, of the St. Mary's County land entries printed here on pages 571-591. They may have been sent up by the clerk of the county court in a case appealed to the Provincial Court, or the blank leaves at the end of the book may have proved irresistible to a thrifty clerk eager to economize on paper. Both suppositions seem about equally probable. We have thus more or less accidentally preserved from oblivion interesting details in regard to Councillor Thomas Gerard and his manor of Saint Clement's, which would otherwise have been lost when the records of St. Mary's County were destroyed by fire. It is probable that these entries have some relation to the suit between Thomas Gerard and Marmaduke Snow about Saint Clement's manor, which occupied so much of the time of the Provincial Court at this period, and to which reference will be made later.

In at least one respect, however, there can be no question as to the concurrent jurisdiction of the Provincial Court and the county courts, and that is in the matter of recording deeds for land. It is certain that during the first three decades following the settlement, land was ordinarily transferred either by assignment on the back of the original patent, which then passed by hand from the seller to the purchaser, or by a separate writing, or by livery of seizin with turf and twig, or seizin by the rod, with or without the recording of a deed. A picturesque instance of transfer of land by seizin in Maryland is thus described by the historian Bozman: "A court baron was held at the manor of St. Gabriel on the 7th of March, 1656, by the stewart of the lady of the manor, when one Martin Kirke took of the lady of the manor in full court, by delivery of the said stewart, by the rod, according to the custom of the said manor, one messuage, etc., lying in the said manor, by the yearly rent of, etc., and so the said Kirke having done his fealty to the lady, was thereof admitted tenant (Bozman's *History of Maryland,* II, p. 581). In the period covered by this volume, among some fifty deeds recorded, we find six in which it is stated that the transfer of the land had been made by seizin with turf and twig (pages 135, 525, 569, 574, 577, and 591). There is one remarkable instance, recorded in the Provincial Court in 1665, of delivery by seizin, in which instead of turf and twig we find that, as a symbol of ownership, a tin candlestick, or tin funnel was used. A certain Mordecai Hammond in foreclosing a mortgage against Pope Alvey, of whom we will hear more later, finds it necessary to prove in court delivery of the land to him by seizin. Two witnesses swore as to the authenticity of the deed produced in court. One witness testified that he saw either a tin candlestick, or a tin funnel, handed to the purchaser by Alvey at the time of the delivery of the bond or deed. Two other witnesses swear that a tin funnel was used (page 496).

Although an act introduced at the 1639 Session of the Assembly, requiring the register of any court of the Province upon request to record conveyances of land in the court records, failed to pass, we find that transfers of land were thereafter occasionally recorded in the court proceedings (Arch. Md. I, 61-62). In 1663 an act was passed making obligatory the recording of all deeds of bargain and sale of land either in the Provincial Court, or in the court of the county in which the land was located (Arch. Md. I, 487-8). Up to this date we find comparatively few deeds recorded in the Provincial Court, and the fragmentary records of the county courts would indicate that enrollments there were also unusual. Beginning with the year 1663, however, the effect of the act became apparent and the number of deeds recorded in the Provincial Court rapidly increased, so that beginning with the year 1679 it was found advisable to keep two separate series of Provincial Court records, one for the court minutes and one for recording deeds. In this volume the recorded deeds, which number about fifty, will be found scattered throughout the court proceedings.

Deeds continued to be filed for record in the Provincial Court and in its successor the General Court, until the latter was abolished in 1805. As a matter of preference purchasers of land who were non-residents of the county in which it was located usually recorded their deeds in the more centrally located Provincial Court office.

Without entering into a detailed discussion of the evolution in Maryland of its court of the highest appellate jurisdiction, which during the entire colonial period was composed of the same men, who acting in various other official capacities, formed the Upper House of the Assembly and the Council, it may be said that a definitely organized body under the name of the Court of Appeals, first came into existence in 1694. Until 1694 the highest appellate court of the Province was the Upper House, sitting as such in a judicial capacity. Appeals from decisions of the Provincial Court down to this time, therefore resulted in the anomalous situation, in which the same men heard the appeal sitting as the Upper House who had previously decided the case below in the Provincial Court; and it is of interest to note that they not infrequently reversed their own decisions rendered in the Provincial Court, as is shown by the cases cited later. In 1694, however, the new court known as the Court of Appeals, was organized, and became the highest appellate body in the Province. While the newly created Court of Appeals was composed of the same men who formed the Upper House sitting as a court, an important change now took place in the composition of the Provincial Court, which thereafter drew its members in great part from outside this little group, although always a few members of the higher court were found sitting on it.

The story of the development and history of the Court of Appeals has recently been ably written by the Honorable Carroll T. Bond, the present chief judge of this same court. The discovery a few years ago by Judge Bond of an old manuscript volume containing the proceedings of this court from 1695 to 1729, with some breaks, has been a matter of lively interest to all students of the history of American law. It is the earliest and most complete record that has been preserved in any colony of proceedings by the court of the highest appellate jurisdiction. It is now being prepared for publication by the American Historical Association under the editorship of Judge Bond. It was selected by a distinguished group of those interested in American legal history as the first volume of a series which it is proposed to publish under the auspices of the Association, covering the historical development of the law in the American colonies. With its appearance the attention of all students of early American jurisprudence will be focussed upon the judicial system of colonial Maryland. It is therefore not amiss to note here some of the records of other Maryland courts that are available for students.

Down to the year 1661 equity cases seem to have been heard by the Governor and Council sitting in the Provincial Court, as cases of this kind are scattered through the records of this court, and no mention of a separate chancery court as such has been found. Prior to this date among the numerous offices conferred upon the several governors when they were commissioned, was that of chancellor, yet no instance of a governor considering an equity case alone as chancellor has been found. In September 1661, when Charles Calvert was commissioned governor, his commission specifically provided that his uncle, Philip Calvert, whom he succeeded as governor, should retain the office of chancellor (Arch. Md. III, 439). The High Court of Chancery as a separate entity therefore dates from the year 1661. We find Philip Calvert recommissioned as chancellor in 1665 (Arch. Md. XV, 12). He is said to have held the office until 1689, and as chancellor was the Keeper of the Great Seal. He was also a member of the Upper House and of the Council, one of the judges of the Provincial Court, and after 1676 Commissary General for the probate of wills. When Philip Calvert ceased to be chancellor in 1689, this office again became vested in the governor, but with the later history of the Court of Chancery we are not here concerned. For the first seven years of Philip Calvert's chancellorship, we find as in previous years, the chancery cases scattered about in the Provincial Court record books. Beginning with the year 1668, however, the Court of Chancery began to keep its own books of record, which continue unbroken until the Court ceased to exist in 1855. It would appear that at least one or two justices of the Provincial Court always sat with the chancellor when equity cases were heard, and very often the entire bench. The connection between the two courts was a close one. It seems probable that at times they had the same clerk for even after separate series of record books for the two courts were opened it is not unusual until towards the close of the century to find entries of sessions of the Provincial Court as such, recorded in the Chancery Court libers, and what were obviously equity cases were sometimes heard in the Provincial Court. The records of the Court of Chancery in the seventeenth and early eighteenth centuries are much less voluminous than are the records of the Provincial Court. It is hoped that it will be possible to publish as a single volume of the Archives the proceedings of this court from 1668 to 1699.

The publication of the records of the county courts of Maryland presents great difficulty. Fire and neglect have taken a heavy toll. The county clerks usually preserved with great care the land records and the testamentary records, but sadly neglected the proceedings or minutes of the county courts, which were seldom called for after they were a few decades old. The comparatively few seventeenth century court minutes which have been preserved doubtless owe their existence to the fact that until towards the end of the century it was the custom of the county courts to record deeds to land in the same books in which the minutes of the court were kept. After the deeds in these early records had been transcribed into separate libers, as was done in many counties early in the next century, the original volumes suffered neglect. The result is that there are many breaks in the court proceedings in most of the counties. The extent of these breaks has been recently brought out by Mr. Louis Dow Scisco, who has made a very careful survey of the records of the various counties during the colonial period, and published the results of his study in recent numbers of the *Maryland Historical Magazine*. An examination of these lists shows that the earliest county court proceedings which have been preserved are those of Kent, Charles, Somerset and Talbot counties. Prior to about 1675 the records of only the three first named counties even approach completeness. It is proposed to publish in two volumes what remains of the court records of these four counties down to about 1675, as part of what hereafter will be known as the Court Series of the Archives. Their value to local historians and to students of the early history of Maryland jurisprudence will be great. The handwriting, often scarcely legible, and the bad condition of much of the paper will make their preparation for the press a matter of great difficulty.

The only existing record of a manorial court that has been preserved is that of the Court Leet and Court Baron of Saint Clement's Manor, St. Mary's County, for 1652-1672, printed in 1883, in J. Hemsley Johnson's *Old Maryland Manors.*

Only passing reference need be made to the Court of Admiralty. Although not organized as a separate court until 1684, its judges seem thereafter to have been selected from the bench of the Provincial Court, and the relatively few references to its meetings at this period are to be found recorded in the proceedings of the Provincial Court. A few such cases will be found in this volume.

Nor need we discuss in much detail the history of the courts having jurisdiction in testamentary matters, as it is not proposed by the Committee to publish the testamentary records. Down to 1673 the Provincial Court and the county courts had jurisdiction in all such matters, and as late as 1658 the records of wills probated, and of administration accounts and inventories filed, are to be found scattered throughout the proceedings of the Provincial Court already published. Most, but not all, of the wills preserved down to 1658 are also to be found copied in old Will Book, number I, of the Prerogative Court records. This court was established in 1673. The record of wills probated, as well as of accounts and inventories filed in Maryland, prior to the year 1657, is fragmentary and no more complete than is the general record of the proceedings of the Provincial Court to this date. Beginning with the year 1657, however, the Provincial Court seems to have begun to keep a separate series of records, usually known as the " Testamentary Proceedings " for its routine testamentary work, which was under the immediate supervision of the Secretary of the Province. In addition to this series, there were also kept special books for recording wills. In 1673 the administration of all matters testamentary was taken out of the Provincial Court and placed in the hands of the newly created Prerogative Court, presided over by a Commissary General having similar broad powers in testamentary cases to those of the Chancellor in equity cases. The transition from Provincial Court to Prerogative Court control in 1673 was a smooth one, and the records were kept as before, except that inventories and accounts were no longer recorded in the books known as the Testamentary Proceedings, separate books being thereafter provided for them. As it was obligatory upon the clerks of the several county courts, and after the establishment of the Prerogative Court in 1673, upon the deputy-commissaries in the various counties, to furnish the central court of the Province having jurisdiction in such matters with copies of all testamentary records, and as this seems to have been faithfully done, Maryland, notwithstanding the destruction of several county court houses by fire, has in the records of this court a practically complete file of testamentary proceedings, wills, inventories, and accounts from

1657 to 1777, when the central jurisdiction over testamentary matters was abolished. It may be added that abstracts of the early Maryland wills, down to the year 1744, have been printed under private auspices as Baldwin's *The Maryland Calendar of Wills.*

The justices who served as members of the Provincial Court at the opening of the period covered by this volume were Governor Charles Calvert, later third Lord Baltimore, Philip Calvert, the Chancellor and an uncle of the Governor, Henry Sewell, the Secretary of the Province, Robert Clarke a former Surveyor-General, John Bateman, Baker Brooke, who married a niece of the Lord Proprietary, Jerome White, Henry Coursey, and Edward Lloyd. Bateman died late in the year 1663 and Clarke in July 1664, and their places were filled by William Evans and Thomas Truman. Henry Sewell went to England in the summer of 1664 and died soon afterwards. As has already been shown the men who sat on the Provincial Court were the same group that made up the Council and the Upper House.

During the three and a half year period which this volume covers the Provincial Court met twelve times as follows: March 25–April 1, 1663; April 8, 1663; May 3 1663 (as a Court of Admiralty); September 8-11, 1663; February 9-12, 1664; April 5-6, 1664; July 5-6, 1664; October 4-6, 1664; December 20-22, 1664; March 1-3, 1665; October 10-17, 1665; January 2-5, 1666. The March, 1663, session was held at St. Leonard's and the Admiralty session at St. John's; all the other meetings were held at St. Mary's, doubtless in the house bought from Hannah Lee in 1662 for use as a State House, which figures so extensively in the records of the court found in this volume.

Of the men who appear as attorneys before the Provincial Court at this period, few, if any, were lawyers; and the same may be said with equal truth of the justices themselves. The names of some thirty men occur as attorneys representing various litigants before the court. Many of these were planters and officials of prominence. We name a few: Dr. Luke Barber, William Calvert, Thomas Dent, William Evans, Josias Fendall, George Gouldsmith, John Gittings, Daniel Jenifer, Dr. John Lumbrozo, John Morecroft, James Neale, Thomas Notley, Thomas Manning, Francis Riggs, Thomas Sprigg, Nicholas Spencer, and Robert Slye.

The matters brought before the Provincial Court during the four years included in this volume are very numerous and cover a variety of subjects. Apart from the legal interest, which makes special mention here of several of the cases well worth while, many of the entries have sufficient historical, personal, or human interest to render them especially deserving of the reader's attention. Perhaps the majority of the cases are suits for debt brought before the court in order to secure a judgment against the debtor, and execution against his property and person, the latter resulting in imprisonment, if the debt were not paid. Considering the comparatively small population of the Province at this time and the fact that innumerable suits for small matters were also brought in the county and manorial courts, the large amount of litigation is surprising. To attempt to present anything like a complete analysis or comment upon all the cases brought before the court which are recorded in these proceedings, would extend this introduction to formidable proportions. It does seem desirable, however, to comment upon a few of the cases which are of special interest.

In 1661 John Nuthall, a Virginia merchant, purchased from Thomas Cornwallis two important manors of two thousand acres each on St. Inigo's River, St. Mary's County, known as Cornwallis' Crosse Manor and St. Elizabeth's Manor. The seller and his wife Penelope, and the purchaser, were all in England at the time the deed was executed, although it was not recorded in Maryland until two years later (pages 3-6). It is known that Nuthall settled on his Maryland manor and died there about seven years after his purchases were made.

In 1663 Christopher Jones mentions the tobacco due to him for his former services at the Susquehannough Fort (page 7). This was doubtless when Maryland soldiers were sent to assist the Susquehannough Indians in warding off an expected attack of the northern Iroquois. Several other references to Indian affairs are to be found. In a deed for land on the Choptank River there is a casual mention of the site of an Indian town when the land was conveyed (page 454). On one occasion a session of the court, which was to be held in June, 1665, was deferred by proclamation, one of the stated reasons for its postponement being, that the daily incursion of hostile Indians into the Province made its holding then inadvisable (page 465). A few weeks later two Indians were arrested and brought into court for trial, charged with the murder of a child. It was brought out by the trial that four Indians had come to the home of Mrs. Agatha Langworth, the widow of James Langworth, in Charles County. The men of the family were away at the time, but the Indians were frightened away from the house by Mrs. Langworth. The Indians found a servant woman with the two Langworth children in a cornfield nearby, where they had concealed themselves. One of the Indians struck down the boy with his tomahawk and cut off his head. The little girl fled and escaped. The Indian followed the servant and also struck her down with his tomahawk, but failed to kill her. Mrs. Langworth's signals brought several settlers from Bennet Marchegay's plantation nearby and the Indians were driven away. At the trial the Indians do not appear to have made any defense. They were both found guilty, and were hanged at St. Mary's. Incidentally the record of the case preserves some scraps of the Indian language, which may be of interest to philologists (pages 481-484, 489, 491). At the October, 1665, session of the court, Chief Naucotamon of the Mattawoman tribe in Charles County came into court to inquire if the English wished his people to move farther away. The court rather cannily decided that it would be safer if the Indians remained near by, where they could be more easily watched, and the Chief was told that his people should remain where they were. The court also ordered that an Indian reservation be laid out to include their present habitation, and that no colonist might settle within three miles of this reservation (pages 512-513). In Charles County the Indians were disturbed by the planters' stock breaking into their fields. At the February, 1664, court Josias Fendall, the late Governor, on behalf of his daughter, entered a claim to a number of horses that were running wild and annoying the Indians at Port Tobacco, and damaging their fields of grain. The court ordered the colonists to aid the Indians in making a stockaded pound where stray animals might be held until their owners paid for any damage done by them (page 139). There is one reference to an Indian slave (page 495).

A number of cases came before the court involving disputes between indentured servants and their masters, and cases of alleged cruelty of masters to servants. At the March, 1663, session, an interesting account is given of a strike among the servants of no less a personage than Richard Preston on his Patuxent plantation, because they were expected to do hard work on a ration of beans and bread without meat. The court does not seem to have sympathized very much with them on this ground, as they were sentenced to be flogged with thirty lashes each, but upon craving forgiveness of their master in open court the penalty was suspended (pages 8-10).

A case presenting considerable human interest was that involving a young girl named Hester Nicholds. Hester, who had been born in the province, was indentured as a servant in 1659, when ten or eleven years old, by her father John Nicholds, an impoverished planter, to Thomas Cornwallis, one of the founders of Maryland and a man of the highest standing. Cornwallis and his wife went to England a few months later, and the girl was then sold with his other servants to Thomas Nuthall. At the February, 1662, session of the Provincial Court, the father of the girl asked to have the indenture cancelled and Hester released, asserting that Cornwallis had violated his promises that she would be treated as if she were his own child and only be required to wait on his wife, and that she would be taught to read and sew, but that instead of this she had been sold to Nuthall as an ordinary indentured servant. One of the witnesses who testified in behalf of Hester was a certain Edward West. Nuthall was represented by his attorney Daniel Clocker. The case was tried before a jury which decided that the contract had been violated, and the court ordered that the girl be released (Arch. Md. XLI; 515-516). Cornwallis then appealed the case to the General Assembly, and it was tried September 18, 1663, before the Upper House. He was represented by William Calvert, his attorney, who requested a rehearing on the ground of error. Cornwallis declared that the girl had been bound by an ordinary indenture and that he had made no promises as to the kind of service that she was to perform, that he had taken her very reluctantly out of pity for her and her father, as she was a "rude raw ill bred child" not fit for his wife to take to England as an attendant, where good maids were plentiful. He adds that West, the only witness at the trial, testified falsely as he wished to marry the girl. He asks that the case be sent back to be retried in the Provincial Court, sitting at a court of chancery, on the ground that, involving as it did the interpretation of a contract, it should not have been tried before a jury, and the Upper House so ordered (Arch. Md. I; 463-466, 481). The record of the rehearing is to be found in this volume. Sitting as a court of chancery the case came before the Provincial Court at its February 11, 1664, session, when Cornwallis was represented by Josias Fendall as his attorney. It was urged by Nicholds that the indenture be declared invalid because no consideration was named in it and because the girl had not been bound before a magistrate. The court by a vote of three to two, the Chancellor and the Governor, voting with the majority, held that it was valid and Hester was required to serve out her seven years (pages 122, 137). We do not know whether West waited and married her or not.

Sitting as a Court of Chancery, in September, 1663, an interesting case involving the rights of an indentured servant was heard by the court. Francis Gunby, or Gomby, by an indenture recorded in the city of Bristol, England, had bound himself to Richard Deaver of Anne Arundel County to serve him for four years as a joiner, and to work as a joiner exclusively, and to receive from Deaver a third part of his gains. Gunby complained that he was sold from one master to another, that his indenture had been stolen from him while he was sick, and that the conditions of his servitude had not be respected by his masters. He prays for relief (pages 103-104, 140-141, 192, 236). We do not know the outcome of the case as at the time the last reference is made to it in the records, it is marked " noe reture."

In a case heard on appeal from one of the county courts to the Provincial Court at the September session Councillor Thomas Gerard, who figures as one of the witnesses, gives an interesting picture of the arrival of a certain Captain Hinfield at Gerard's quarters at Mattapony with a number of Irish servants for sale (page 123). A rather horrible example of the cruelty of which the early records show indentured servants were not infrequently the victims, is illustrated in the case of Alice Sandford, a maid servant, who died after a severe beating administered by her master, Pope Alvey of St. Mary's county. The details of the case are especially revolting. The jury of inquest found that she appeared to have come to her death as the result of ill treatment, and at a court held in July, 1664, the jury found Alvey guilty of murder. He craved the " benefit of clergy," however, and after demonstrating his ability to read the " booke," he was " forthwith burned in the brawne of his righte hande with a red hott iron," and released. At the March, 1665, session of the court a certain Paul Marsh petitions the court to require Alvey, to whom he had hired a servant some time previously, to give bond for the latter's safe return, as it was currently reported that in addition to causing the death of a servant for which he was recently punished he had maltreated another man servant so that he died soon afterwards. At the October, 1665, session Mordecai Hammond instituted foreclosure proceedings on a mortgage upon some of Alvey's property. It was necessary that legal delivery of the land to Hammond be proven, and it was in this case that several witnesses testified that delivery was made by seizin, Alvey handing to Hammond a tin funnel, or as one witness described the object, a tin candlestick. We find Alvey in serious trouble again. A short while later at the January, 1666, session of the court, he was indicted and tried for stealing and slaughtering a cow belonging to Colonel William Evans. The court clerk describes the trial in great detail, and does so in a very modern journalistic style. Under the English law then in force the death penalty was provided for such a serious theft as this. For some reason the jury, notwithstanding

Alvey's bad record, seems to have been leniently disposed towards him, for although they brought in a verdict of guilty, they added that the cow was worth eleven pence and no more. It would appear that the theft of an object of as little value as this was not punishable by death. The jury was sent back by the court, however, with instructions to bring in a simple verdict of guilty, and Alvey was then and there sentenced to be hanged. A number of his friends who were in court at once interceded for him on bended knees, and the Governor thereupon suspended sentence upon promise of his future good behavior (pages 166-168, 234-235, 453, 496, 538-545, 555). It is learned from another source that some eight years later a petition was presented to the Governor in behalf of Alvey by the Lower House of the Assembly, and as a result of this full pardon was then granted him by the Governor (Arch. Md. II, 377). Another instance in which the "benefit of clergy" was craved and granted, was in the case of Arthur Nottool, arrested for burglary and left shackled in the sheriff's house. He wrenched off the shackles, stole some food, and was recaptured with difficulty. He was tried at the July, 1664, session of the court and found guilty, but upon claiming the benefit of clergy, he escaped the death penalty and was branded in the right hand and released (pages 232-233).

Another case involving the terms of an indenture came before the court at its April, 1664, session. A servant maid had been sold by her master, Cuthbert Fenwick, under an extended indenture. The question at issue was the validity of a second indenture that would have extended her time of service. The case had been heard in the Calvert County Court, which had decided in favor of the girl. It was then heard on appeal by the Provincial Court, which confirmed the action of the lower court (pages 220-221, 237-238, 265, 380).

At the December, 1664, session, the court inquired into the sudden death of an indentured servant owned by John Grammer of Patuxent. The jury of inquest was unable to find evidence of whipping, but rendered a verdict that death was due to lack of proper food and lodging (page 351). At the same session John Holmewood of Anne Arundel County is called to account by the court for failing to have an inquest held over the body of a servant of his who was drowned. Testimony in the case clearly showed that the drowning was accidental, and after Holmewood had explained that he had reported the matter to the proper authorities, he was discharged (pages 314, 351, 374, 394). At the same court Sarah Hall, servant maid to Thomas Wynne, complained to the court that she had been abused by her master, that she had received several boxes on the ear and at least one "kick on the breech," and that her master had threatened to knock her down with a chair. The court ordered that she be appraised and sold to a new owner. The appraiser valued her at one thousand pounds of tobacco (pages 318-319).

Perhaps the earliest mention of oystermen's warfare, which until comparatively recent years was of frequent occurrence on the Chesapeake and its tributaries, was brought to the attention of the court at the March, 1663, session when Patrick Due, an overseer on the Bromall plantation in Calvert County, was tried for firing upon some sailors who were helping themselves to oysters recently gathered by one of the plantation hands. A sailor was killed, and Due was tried and found guilty of manslaughter. He craved the " benefit of clergy," and upon demonstrating to the court that he could read from the Book, he was branded in the right hand and released. The court then issued an order that each county should be equipped with branding irons (pages 10-17). The arrest of Captain Samuel Tilghman was ordered at the March, 1663, court, because he had spoken contemptuously of Lord Baltimore and His Lordship's government (page 18). This Samuel Tilghman, a cousin german of Dr. Richard Tilghman, who in 1668 founded in Maryland the distinguished family of this name, had been commissioned in 1658 "Admiral of the Maryland Fleet," and had doubtless been identified with the Parliamentary or anti-Proprietary faction. An early instance of property left for the endowment of a school in Maryland is brought out in connection with a dispute which arose in the settlement of the estate of a certain Edward Cotton, who left property to be used for this purpose, " or for other pious uses." Ralph Crouch, a schoolmaster, who was one of the executors of Cotton's will, had returned to England and was represented before the court by a Jesuit priest, Francis Fitzherbert, as his attorney. The case was heard February 3, 1663, and several months later a decision was rendered favorable to Crouch as executor (pages 19-23, 135).

A number of admirality cases came before the Provincial Court, sitting in its capacity as a Court of Admiralty, among the offices conferred upon the Governor by the Proprietary being that of High Admiral of the Province. Sitting May 8, 1663, as a Court of Admiralty, the justices of the Provincial Court heard a case involving the violation of the English Navigation Act by Joseph Winslow, master of the ship Content of Boston, who had failed to give bond before loading his vessel with tobacco in the Patuxent River. The ship was ordered forfeited to the Lord Proprietary (pages 23-24). We find the court sitting in February, 1663, in an admiralty case of considerable interest. The ship St. George of Bantry, Ireland, had been sold by Dutch owners to a group of purchasers, who were residents of Bantry. The ship was seized as a prize at the Barbadoes and brought to Maryland. The seizure seems to have been made on the ground that she was a Dutch ship violating the British Navigation Act. Suit was brought by the Irish owners to recover possession, and a number of interesting depositions were filed in reference to the ownership of both the ship and cargo. While action in the case was pending a letter was received from Lord Baltimore directing the Governor and Council to drop the case and to release the ship and its cargo to its Irish owners, in which Baltimore describes the owners as " Co^{ll} George Walters a p^{r}son of quality and my noble ffriend, and others his Partners " (pages 138, 148-154).

At the 1664 and 1665 sessions of the court the ownership of another vessel was brought into question. A frigate called the Expedition, David Anderson, master, had been owned by two partners, Henry Goodrick and Henry Hudson. Goodrick had sold his interest to a certain William Carver of Elizabeth River, Virginia, and it appears that Hudson had assented to the sale, but had not signed a release of his title. Carver then chartered the ship to a certain Isaac Bedlow of New York, and somewhat later, Hudson brought suit in New York for possession of the vessel, and was referred to the Maryland courts. He then brought suit in Maryland against Anderson and Bedlow, and obtained a writ of arrest of the ship. Bedlow, who had chartered the ship, filed a bond, and was temporarily given possession of the ship. At a later session the litigants appeared in court but Hudson failed to establish his title. The case finally came before a jury, which brought in a split verdict. The court then decided that Hudson had established a good title (pages 288-289, 321, 323, 372, 511, 552-553). The case was appealed to the General Assembly by Anderson and Bedlow through their attorneys, Thomas Notley and John Morecroft, and was heard before the Upper House, April 26, 1666. Hudson not making an appearance, action was postponed until the next session (Arch. Md. II; 33). As there is no later mention of the case in the Assembly Proceeding it would appear that Hudson lost by default or settled out of court.

A case involving the violation of the Navigation Act by the sloop Red Sterne, came up before the court at its December, 1664, session. It was charged that the owner, Jacob Bakker of New York, was not an English citizen, and therefore not free to trade under the terms of the Act. He was given six months by the court to justify his action in doing so. New York had been very recently taken from the Dutch, and had been only four months under English rule, and the nationality of its Dutch citizens was the question at issue. Bakker and his partner produced in court a lengthy letter from Colonel Richard Nicolls, the English governor of New York, which clearly set forth the legal status of the Dutch, who, he declared, had become English subjects as a result of their surrender to the English forces. Nicolls insisted that Bakker had the rights of an English subject, and incidentally pointed out to the Maryland authorities that they themselves had not observed certain features of the Navigation Act, and that he could make it rather unpleasant for them if he were so disposed. The court referred Bakker's case to a jury, which found him not guilty of violating the Act (pages 323, 324, 388, 391-393). The following case also refers to trade with the Dutch. At a December, 1664, session of the court, information was filed by the Attorney-General against six prominent Marylanders, who had incurred obligations due to the Burgomasters of Amsterdam, based on what was claimed to be unlawful trade with the Dutch. The question at issue was whether these debts were forfeitable under the Navigation Act. The transactions related to the smuggling of tobacco over the Elk River route to Delaware, when that territory was still in the possession of the Dutch, and before it had been taken over by the English. Alexander d'Hinoyossa, the late Dutch governor of the Delaware River settlements, at this time living in Maryland, although he soon after returned to Holland, figures prominently in the case. Those charged with thus trading illegally were Augustine Herman, Samuel Goldsmith, Henry Stockett, Charles James, Richard Bennett and Nathaniel Utie. The case does not appear to have been pressed (pages 299, 341-342).

Difficulties between shippers and shipmasters not infrequently came before the court. John Foxhall had a dispute with a Bristol shipmaster named Absalom Covent. He claimed the ownership of certain tobacco but Covent refused to recognize him as the consignee. To add insult to injury the shipmaster took on board Foxhall's export tobacco, and then seized part of it for an alleged debt. Foxhall's case was thrown out at the October, 1665, court, on the grounds that he had not furnished sufficient proof of ownership of the tobacco in dispute (pages 432, 485). John Wright also had difficulty with a shipmaster, Thomas Smyth, captain of the Accomac Merchant. When Wright asked for a bill of lading on his export tobacco, the shipmaster drove him off the ship with a rope's end, calling him a "cheating knave and a cheating rogue." When the case came up for trial the shipmaster failed to heed the summons to appear, and Wright got an order from the court commanding all constables and others to assist the sheriff of St. Mary's County to enforce its authority. The outcome of the case does not appear (pages 434-439).

A case involving the charter of a vessel came before the court at its 1664 session. Raymond Staplefort and John Bayley were joint owners of the bark Providence of Patuxent. Staplefort chartered this boat, the charter being made at Foulstone Creek, or Oyster Bay, New York. It was chartered to two freighters who soon afterwards told him he might never see his vessel again. Staplefort asked the court to put the freighters under bond to return the ship in safety. The freighters sued Staplefort for holding up the vessel. It then developed that Bayley and Staplefort had had a quarrel, which had been heard at a previous session of the court. The dispute broke out again and at a later session is was shown that while Bayley was away from home Staplefort had removed from his room a quantity of merchandise, and hid it in various places. The sheriff's tour of discovery to locate various articles is told in detail. Staplefort was brought into court October 14, 1665 charged with theft, but after considerable conflicting testimony had been offered, the jury refused to convict him of felony and he was released (pages 375, 379, 435, 450, 498-503).

The Attorney-General, William Calvert, at a session held January 4th 1666, asked for the confiscation of the ship Hopewell of Kinsale, Ireland, John Gilson, master, in which Boston merchants had an interest. It was asserted that European goods had been brought by it directly into the Province, which had not been re-shipped from an English port as required by the Navigation Acts. In defense it was claimed that the ship had a transportation license, but as this could not be produced in court, a decree of forfeiture was asked. The record breaks off before the decision in the case was rendered (pages 560-563).

On two occasions charges were brought before the court against persons who were alleged to have performed the marriage ceremony without a license. In 1663 John Legatt, a minister of Charles County, and Captain Thomas Manning, one of the Justices of Calvert County, were charged with having married couples without proper license. Manning was fined at a later session, but Legatt got off because of lack of sufficient evidence to convict him (pages 42-43, 84-85). At a court held September 9, 1663, a rather interesting case was heard showing the business methods employed at this period by merchants trading between the various colonies. Samuel Smith, a Maryland merchant and owner of the bark Susan, had extensive business dealings with New York, Connecticut and Virginia, and after his death claims were made against his estate by merchants of those places to whom he was indebted (pages 61-71).

At this same session a certain Hannah Lee petitioned the court to enforce payment to her by the sheriff of Charles County of twelve thousand pounds of tobacco, due her in payment for the house sold by her to the Province for use as a State House, and the court directed the sheriff to levy against the taxable inhabitants, and to make payment to her (page 73). Records of the General Assembly show that an act had been passed at the April, 1662, session, authorizing the purchase of this house and plantation at St. Mary's, then owned and occupied by Hannah Lee, the widow of Hugh Lee, the house to be used for meetings of the Provincial Court and of the Assembly, and also as a prison, with the understanding that the widow was to maintain the house and keep tavern there for three years, the purchase price to be met by a poll tax upon all the taxable inhabitants of the Province (Arch. Md. I, 445-456). Evidently the sheriff had been slow in making collections and in his payments to the widow. Not long after this episode Hannah married her servant, a certain William Price of Charles County, and at the December, 1664, session, Price and his wife were summoned before the court for failing to carry out their contract to cover in the roof of the State House, and Price was put in the sheriff's custody until the contract should be fulfilled (pages 344, 368, 395, 396, 397). Troubles now descended in rapid succession upon Price and his wife Hannah. They were summoned before the court in June, 1664, upon the complaint of the guardian of a boy, Sampson Cooper. It was shown that the father of Cooper, who bore the same name, had died in Virginia leaving express instructions in his will that his former partner Hugh Lee should have nothing to do with the settlement of his estate, and that Lee had fled to Maryland with young Cooper, taking with him valuable papers and portable property belonging to Cooper's estate. Lee died not long afterwards in Maryland, and William Price, Hannah's recently acquired husband, was now ordered to make an accounting of Cooper's estate (pages 221-223, 242, 273-275, 315, 399-400, 525). About the same time the Prices were sued by a certain William Hollingsworth of Salem, New England, for sundry debts which Hannah, before her marriage to Price, had owed to Hollingsworth. The case came up before the Provincial Court at the January, 1666, session, possibly on an appeal from a lower court (pages 377, 378, 449, 450, 453-455). From what follows it would appear that Hannah had then been in prison for some time when this last suit was entered, but whether on account of her failure to live up to her contract with the Province to cover the State House, or for her debt to the Cooper estate, or that to Hollingsworth, is not clear. Nor is it clear at this time whether William Price was in jail with his wife. Be all this as it may be, we find her petitioning the Provincial Court at the January, 1666, session and complaining from the jail, where she was in confinement, that she had worn out her clothes and was in great distress because of that fact, and requesting the court to settle the case promptly, or provide clothes for her. The court then ordered the sheriff to levy on the property of her husband William Price to provide her with clothes (page 566). The case does not appear to have been finally settled when the records of the court included in this volume come to an end.

A suit asking heavy damages for slander was brought before the September, 1663, session of the court. Dr. Luke Barber, a very prominent resident of St.

Mary's County was sued for defamation of character by Elinor Spinke, who seems to have been a former servant of Barber. In a case which had been heard some time previously in the St. Mary's County Court in which Barber was the defendant, Mrs. Spinke had been a witness for the plaintiff, and had been called foul names by Barber, who also made serious charges against her moral character, and accused her of perjury. The case came up again at the February, 1664, session of the court, and Mrs. Spinke was awarded thirty thousand pounds of tobacco as damages. A curious feature of the trial was the demand of the jury, which the court agreed to, that they should be paid thirty pounds of tobacco each for their services in the case before rendering their verdict (pages 37, 78-80, 115-118, 145-146). Barber then appealed to the Upper House of the Assembly, where the case was heard and decided in September, 1664. Col. William Evans had been the attorney for Mrs. Spinke when the case was heard in the Provincial Court, but she was represented by William Calvert before the Upper House. Thomas Notley was Dr. Barber's attorney. On the ground that the differences between the writ and the declaration in the case amounted to serious error, the House reversed the decision of the Provincial Court, and set aside the judgment in favor of Mrs. Spinke on these grounds (Arch. Md. I, 509-522). Doubtless as the result of the ill feeling aroused by the suit just outlined the trustees for the wife of Dr. Luke Barber sued Henry Spinke for three thousand pounds of tobacco " due on a bill," at the June, 1664, session of the St. Mary's County Court. While the case was in this court Spinke appealed to the Provincial Court, where it was heard at the July, 1664, session, and decided that the " bill," which was originally due to Barber himself and had been assigned by him to the trustees of his wife without Spinke's consent, was null and void (pages 238-239). The trustees for Mrs. Barber then entered an appeal to the Upper House of the Assembly, but as no reference to it appears on the records of the House, it is probable that it was dropped when this body annulled the large award for damages against Barber noted in the last suit.

An early instance of forgery came before the court in September, 1663, when Elizabeth Green was indicted by the grand jury for offering a forged receipt which she had caused her servant boy to pen for her. At a later session she was found guilty by a jury and sentenced to be set in the pillory, to lose one ear, and serve twelve months in jail (pages 76, 77, 87). In September, 1663, Dr. John, or Jacob, Lumbrozo, a Jewish physician, and possibly the first Jewish citizen of Maryland, appeared as a witness against John Legatt, the minister charged with performing a marriage ceremony without license (page 84). Lumbrozo's name constantly appears in these records as physician, witness, litigant, and attorney. Lumbrozo, an interesting figure, was a Portuguese Jew from Lisbon, who had probably come to Maryland in the early fifties. He had been charged in 1658 with blasphemy, under the so-called Toleration Act of 1649, for having spoken in a way which was interpreted by a hearer as questioning the divinity of Christ. After his indictment, and before he was brought to trial, proceedings were stopped by the timely arrival of Cromwell's proclamation of amnesty prohibiting prosecutions for religious opinions. Denization papers had been issued to Lumbrozo in 1663, and at the time when he figures in the cases just mentioned, he was apparently in good standing and a prominent resident of Charles County.

Thomas Wynne of St. Mary's County sued our old acquaintance, William Hollingsworth of Salem, New England, at the April 5, 1664, session, and obtained a judgment against him for twenty-five hundred pounds of tobacco and costs. Alleging error, Hollingsworth at the December 22, 1664, session asked the court to set aside the judgment. The case was then reheard at the March 2, 1665, session, sitting as a court of chancery. The court divided two to two, and "being equal vote and the Chancellor as judge it is ordered that . . . . the whole cause [be] tryed by the next Assembly" (pages 184-185, 330-331, 295). As no record of the case coming before the Upper House is to be found it seems likely that it was settled out of court.

Perhaps the most important suit involving land was the attempt made by Marmaduke Snow to wrest from his brother-in-law, Thomas Gerard, the ownership of the latter's valuable manor of St. Clement's. Gerard, who had married Snow's sister, had some twenty years earlier been closely associated in various trading and land ventures with Abel Snow, of Snow Hill Manor, St. Mary's County, the brother of Marmaduke. It is said that after the death of Abel Snow, Gerard on behalf of his wife had laid claim to Abel's lands, and that Marmaduke had come over to Maryland to assert his rights in them, and that there was bad blood between them. About 1661 Marmaduke Snow had brought suit in the Provincial Court against Gerard for old debts due his brother Abel, which he had acquired by assignments (Arch. Md. XLI, 530-534, 542-550, etc.). Matters came to a head when Snow at the October 6, 1664, session of the court obtained a judgment against Gerard for one thousand pounds sterling. Execution upon Gerard's personal property only yielded about three hundred pounds, so the court at its March 1, 1665, meeting ordered the sheriff to have his lands appraised and sold, unless Gerard paid the balance of the judgment against him. Gerard by a writ of error took the case before the General Assembly through his attorneys Thomas Notley and John Morecroft (pages 269, 401, 415-416, 555-558). The case was heard on appeal by the Upper House, at the April-May, 1666, session, the order of the Provincial Court to execute upon the lands of Gerard was reversed, and Snow was ordered to yield possession of St. Clement's Manor to Gerard (Arch. Md. II; 11-12, 59-60).

The use as early as 1642 of the Broad Arrow by the sheriff to mark tobacco seized by him for fines, or fees due to the Lord Proprietary and to various public officials, is of considerable interest, as it is the reflection in Maryland of the employment in England of the same picturesque symbol to denote the ownership of certain crown property. Although the origin of the use of the Broad Arrow for this purpose in England, and the date when it was first used, have been matters of no little discussion and speculation, conjectures as to its origin cannot be entered into here. In September, 1642, the General Assembly of Maryland passed an act directing the sheriff in executing for debt upon tobacco or corn, to weigh the tobacco in casks and to measure the husked corn, and then to mark what he had so seized with a Broad Arrow, and a special mark to show for whom it had been taken, all debts, taxes, fines or fees due to the Lord Proprietary or to public officials, to have precedence over private debts. The operation of this law was limited to a period of three years, as were most of the other acts passed at this session (Arch. Md. I, 195-196). It is likely that the enactment of the statute merely gave legal sanction to a custom which already existed, and one which, as we see, was still current some twenty years after the law had expired making the use of the Broad Arrow obligatory.

Two instances occur in the period covered by this volume in which we find the sheriff marking with the Broad Arrow tobacco attached by him for fines levied against the owners. In the first case Richard Blunt, High Sheriff of Kent, served an execution on tobacco and on a boat owned by a certain William Ellyote, to enforce payment of a fine of three hundred pounds of tobacco levied against him for his failure to plant a certain quantity of corn, as required by the statute. The case came up before the Provincial Court in 1663, because Ellyote had made away with the boat and had erased the Broad Arrow which the sheriff had set upon the tobacco house. The court held that the sheriff was personally responsible to the Lord Proprietary for the amount of the fine, and that he must seek his remedy at law against Ellyote to reimburse himself for this (pages 85-86). In the second case, which came before the court in February, 1664, Thomas Hawker employed the sheriff to impanel a jury to mark the bounds of his land, and then failed to pay the costs of the proceedings, which amounted to four hundred pounds of tobacco. The sheriff then laid an attachment for this amount, with costs of fifty pounds added as his charges for execution, and placed the Broad Arrow on the tobacco house. Hawker objected in court to this latter charge as unreasonable, but the justices decided in favor of the sheriff (pages 138-139). We find a similar use of the Broad Arrow in 1657 reported in the Proceedings of the Provincial Court (Arch. Md. XLI; 174). The Maryland archives show that the Broad Arrow was made use of in Virginia in a somewhat similar way at this period. In 1662 when the boundary dispute between Maryland and Virginia over the dividing line on the Eastern Shore was at its height, Colonel Edmund Scarborough, Surveyor-General of Virginia arrested John Elzey, a prominent resident of Maryland living in the disputed territory, demanding of him " obedience " to the Virginia authorities, and threatened to set the Broad Arrow upon the house of any one who did not submit to the authority of Virginia (Arch. Md. III, 473-474).

Suicide, especially among indentured servants, was quite common in the Province at this period. The verdict of a jury of inquest which was called to investigate the death of a certain Anne Vaughan illustrates the attitude of the public mind of the day towards suicide. The jury found that her wounds were self inflicted, and brought in the verdict of wilful murder against her (page 88). Similar verdicts were also rendered in several other cases of suicide.

A suit by Philip Calvert, as Treasurer and Receiver-General of Rents of the Province, against a certain Hugh Stanley, shows that when a man married a widow, the personal property which he had acquired through his wife's interest in her former husband's estate was subject to the latter's debts, as has been seen in the case of Hannah Price. Stanley had married Dorothy, the widow and administratrix of Giles Sadler, a deputy Receiver of Rents, who had failed to pay over to Calvert certain rents which he had collected as deputy. Suit was accordingly entered against Stanley to recover the debts due by his predecessor Sadler. The suit was dismissed when it was shown that Sadler's estate was without funds (pages 87-90, 148).

It is exceedingly difficult to identify from the unsatisfactory descriptions contained in the early records, the character of the different epidemics which are recorded as raging at various times in the Province. We find the court under date of November 28, 1663, issuing a proclamation postponing the reconvening of court from December 8, 1663, to February 9, 1664, on account of the " distemper " now reigning in the country (page 94) . It is impossible to determine the nature of this epidemic, but there can be little question that one of its victims was William Bretton, clerk of the Provincial Court, for from November 28, 1663, to January 9, 1664, the penmanship shows that a substitute acted as clerk. This was apparently Daniel Jenifer, who later became the regular clerk. We find Jenifer at intervals signing his name, framed with an elaborate spiral decoration in which appears the date March 27, 1664. It seems probable that this was the date of his appointment to office, although the first of his clerical entries bears the marginal date of March 14, 1664 (pages 184-171).

The Provincial Court records show several licenses issued to innkeepers, but whether county courts had similar powers at this date, is not clear. In 1665 we find licenses issued to Jonathan Hopkinson of South River, to our old acquaintance John Lumbrozo of Nanjemy Creek in Charles County, and to Richard Deaver of Choptank (pages 440, 455, 528). It will be recalled that when Hannah Lee, later Hannah Price, sold her house at St. Mary's to the Province for use as a State House, one of the conditions of the sale was that she should keep tavern there.

A case which was tried at the October, 1665, court involved the question as to what was a legal tender. John Six, a Calvert County tailor, was sued for debt by Richard Smyth in the Calvert County Court; judgment was obtained against him, and he was imprisoned for debt. Six then sued Smyth in the Provincial Court at the October 16, 1666, session, claiming that he had set aside for Smyth sufficient tobacco to pay a substantial part of the debt, but that Smyth had refused to take it when notified. The court divided; the majority decided that this offer of partial payment was not a legal tender, the Governor and Chancellor dissenting. Six was thereby denied relief and remained in jail (pages 460, 463, 507-508).

In a writ issued August 8, 1664, against a person whose name was doubtless Edward Ward, for a debt in the amount of 600 pounds of tobacco, the clerk, in what would seem to be a spirit of humor, thus records the debtor's name: " Edward Ward Edward Ward Edward Ward Edward Ward Wardus," and the name is thus repeated three times in the record (page 255).

Under date of October 27, 1664, Mrs. Margaret Perry of London brings suit in the Provincial Court by her attorney John Gittings against her daughter Mary Bateman, as the executrix of the estate of the latter's husband John Bateman, lately one of the Governor's councillors. Mrs. Perry declares that John Bateman, late citizen and haberdasher of London, obligated himself to set aside two thousand pounds sterling from his estate to cover a pre-nuptial bond under which he had promised to settle this amount on his wife Mary, Mrs. Perry's daughter, when they should be married. She asserts that the estate is so encumbered with the claims of creditors that there will be nothing for the widow unless the court now sets aside the two thousand pounds. At the December session, the bond, dated 1649 and attested by Sir Anthony Bateman, Knight, Lord Mayor of London, was filed in court, as evidence, and an execution for this amount issued against the estate (pages 291-294, 319-321). An inventory of Bateman's estate, filed a short time later, presents interesting details as to the property owned by a prosperous planter of the period. The reversionary interest in Resurrection Manor, Bateman's plantation, is given as valued at 65,000 pounds of tobacco. The total value of the estate, including land, is given as 139,971 pounds of tobacco (pages 363-366).

Philip Holleger on behalf of his wife, Mary, the only surviving child of Jeremiah Hasling of South River, Anne Arundel County, deceased, petitioned the court to set aside a reputed will of Hasling made in favor of a certain James Southward, which Holleger denied was signed by Hasling. Evidence was produced which showed that Hasling was very ill at the time that the will was supposed to have been made by him, and that there was something very dubious about the circumstances surrounding the making and the signing of the will; and that furthermore the only witness to the will itself was a certain Anthony Dimondidier, a beneficiary under it. The court at its October, 1665, session declared the will to be invalid, put Mrs. Holleger in possession of the land, and ordered Southward to file an account promptly of his acts as administrator. Holleger, who appears to have settled in Maryland in 1663, was a resident of that part of Baltimore County which is now Cecil County (pages 441-443, 493-494, 564).

At the October, 1665, session of the court Thomas Clarke of Resurrection Manor, Calvert County, was indicted for shooting a horse which belonged to Cuthbert Fenwick of St. Clement's Manor in the same County. Clarke had been annoyed by Fenwick's horses jumping the fences into his fields, and emptied the contents of a gun loaded with swan shot into a mare, which died a few hours later. Fenwick was awarded damages by the court and Clarke was required to give bond for his good behavior in the future (pages 503-507).

The status of the property rights of aliens was brought out in a case before the court at its January, 1666, session. The Attorney-General filed an information that Francis Martin, an unnaturalized alien, had recently died, leaving a freehold of 200 acres which under the law reverted to the Lord Proprietary. The record breaks off before the decision was rendered (page 563). The ownership of the land involved had come before the court in another form, January 21, 1663, when Elinor, the widow of Francis Martin, had brought suit against her daughter-in-law Patience Martin, claiming her dower rights, but the question of alien ownership had not been mentioned at this time (page 30).

The duties of a plantation overseer were brought out in detail in an employment contract exhibited before the court at its December, 1664, session, when John Abington sued his overseer John Salisbury for neglect of his duties as overseer. Salisbury failed to appear in court, and judgment was given against him by default (pages 325-329).

Indictments or trials for witchcraft were so unusual in colonial Maryland that it is greatly to be regretted that the court record gives us no information as to why Elizabeth Bennett was suspected of practising the black art. At a session of the Provincial Court held at St. Mary's October 10, 1665, the Chancellor in his charge to the grand jury called to consider indictments against various prisoners, spoke "concerning witchcraft, burglary, felony, murder and other trespasses, where a penalty or fine is imposed by the law of the Province." The following day the jury returned the bill against Elizabeth Bennett marked as follows, "for Witch etc.—not p^r^sentable." A week later she was cleared by proclamation (pages 476, 486, 508). When Philip Calvert, the Chancellor, referred to burglary in his charge to the grand jury, he doubtless did not foresee that he was soon to be the victim of a house entry. On December 23, 1665, Robert Dennis of St. Mary's County, saw the key to the Chancellor's dwelling house at Wolseley Manor in St. George's Hundred, St. Mary's County, left by a servant at the window, and the next day entered and stole a shirt and carbine. He was indicted by the grand jury, but escaped before he could be brought to trial (pages 538, 541-543). It is of interest that the land on which Philip Calvert's house stood is still known by the name of Chancellor's Point.

Appeals from the decisions of the Provincial Court to the Upper House of the Assembly were entered, as we have seen, in five of the cases reported in this volume. These cases have already been briefly discussed. In two of the cases, Spinke *v.* Barber and Snow *v.* Gerard the decisions in the Provincial Court were reversed. In the case of Cornwallis *v.* Nicholds, the Upper House ordered the Provincial Court to rehear the case sitting in chancery, and the Provincial Court then reversed its own former decision. In the case of Wynne *v.* Hollingsworth the Provincial Court on its own initiative reheard the case sitting in chancery. The court divided two to two, and of its own volition referred the case to the Upper House, where it does not seem ever to have come up for a hearing. In the case of Hudson *v.* Anderson the case came up on appeal before the Upper House but does not appear to have been finally heard there. The case of Spinke *v.* Barber, 1663, is the first which has been found in the Maryland records of an appeal from the Provincial Court to the Upper House.

The dignity of the Provincial Court was upheld when four men who had been summoned as jurymen and failed to appear, were fined at the December, 1664, session (page 319). At the same session the justices of the Calvert County Court were reminded of their inferior status, when the Provincial Court issued an injunction to stop action on a judgment rendered by the county court, notifying them that the case was now before the higher court on appeal (page 316). Francis Armstrong, who had made violent resistance when an attempt was made to arrest him on some charge, appeared before the court and was excused for his behavior, when he swore that he was at the time out of his head with a violent fever (page 402). At a session held in October, 1665, we have the court fining no less a person than Thomas Sprigg, High Sheriff of Calvert, for his failure to produce in the county court a servant arrested for hog stealing, whom, it was said, he had deliberately allowed to escape, the court declaring that the fine was to be doubled if the fugitive were not brought before the Calvert County Court at its next session (page 477).

It is of interest to note that the boundary dispute between Maryland and Virginia involving the line between these two colonies on the Eastern Shore cropped up in a suit for debt instituted in December, 1664, against a certain James Jolly, who was accused of conveying his family and all his movable goods to a plantation on the Eastern Shore, which it was feared might be out of the jurisdiction of this Province and in the government of Virginia (pages 296-297).

The editor takes this occasion to thank Mr. Louis Dow Scisco for his invaluable help in preparing this volume for the press. The copy was made directly from the original manuscript books, in part by Miss Lucy Harwood Harrison of the Society's staff, and in part by Mr. Scisco. Those who are familiar with the difficulties presented in deciphering the clerical handwriting of the mid-seventeenth century, will appreciate how much students are indebted to them both for the meticulous accuracy with which they have done their work. In addition Mr. Scisco has corrected the proof, and prepared the very full index covering both names and subjects.

The next volume of the Archives to appear will be the Proceedings and Acts of the General Assembly of Maryland for the years 1752 to 1754, inclusive, which will be the fiftieth of the general series and the twenty-third of the Assembly sub-series. It is hoped that this will be followed by a volume of Proceedings of the Court of Chancery from 1668, when separate records for this court began to be kept, down to the year 1700.

Respectfully submitted,
SAMUEL K. DENNIS,
J. HALL PLEASANTS,
JOHN M. VINCENT,
Committee on Publication.

PROVINCIAL COURT PROCEEDINGS

Records of the Prouinciall Court For this Prouince of Maryland Liber B B
Beginning the ffiue & Twentith Day of March, [p. 1]
Año Dñi 1663.

Margery Battin Adm̄istratrix to her husband Willm Battin Deceased demands writt ag̅st Mr Robert Slye, Adm̄ister of Mr Samuel Smith Deceased. accōn Debt March 25th

Wart to the sheriffe of St Maries County to arrest &c: Ret. next Prouinciall Court to bee holden att St Maries 2° Junij next.

Margery Battin Adm̄istratrix of Willm Battin deceased đđs writt ag̅st Mr Robt Slye Attorney of Willm Clement accōn Debt.

Wart to sheriffe of St Maries County to arrest &c: Ret next Prouinciall Court ut supra.

Capt Josias ffendall & Mr Robert Hundley Adm̄istrators of the Estate of Christopher Russell Deceased đđ writt ag̅st Mr Robert Slye Adm̄istrator of the Estate of Samuel Smith. accōn Debt.

Wart to Eundm sheriffe to arrest &c: Ret ut supra.

Daniel Johnson đđs writt ag̅st Willm Robinson accōn Case.

Wart to sheriffe Charles County to arrest &c: Ret. next Prouinciall Court to bee holden att St Maries 2° June next

Summons to Eund. sheriffe pro ffrancis Kilborne & Richard Roe to testify in ditt. 500ł Tob. each. Ret. ut supra.

Thomas Simpson đđs wart ag̅st ffrancis Bachelor accōn Debt to the ualew of one hundd pownd sterl.

Wart to sheriffe Charles County to arrest &c: Ret. next Prouinciall Court 2° June ut Supra.

Thomas Notley demands writt ag̅st Willm Price undertaker for Hannah Lee widdow in an accōn of Debt to the ualew of Twelve Thowsand two hundd & Twenty pownds of Tob & cask

Wart to sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court ut supra

Liber B B George Marshall d̄d̄s writt ag̅st Willm Greene. Accōn Case.

Wart to sheriffe St Maries County to arrest &c: Ret. ut supra

Summons to eundm sheriffe pro John Williams & Mary his wife to testify in ditt 500‡ Tob. each.

[p. 2]
March 26° Margery Battin Adm̄istratrix of her husband Willm Battin Deceased d̄d̄s writt ag̅st Robt Slye Adm̄istr of Samuel Smith Deceased. Accōn Debt to the ualew of Three hundd pownds of Tob.

Wart to the sheriffe of St Maries County to arrest &c: Ret. next Prouinciall Court, 2° Junij next.

James Jolly d̄d̄s writt ag̅st Mr John Abington accōn Case.

Wart to sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court 2° Junij ut supra.

21 ffeb. 1662.

Recd of Thomas Innis by uertue of an Execution dated the 17th of this Instant, Being for a Judgmt obteyned ag̅st him for the use of Richard Willan order one Thowsd pownds Tob. Exequcō writt 023‡, serving 100‡, imprisonmt 100‡, Com̄itt & Release 020‡, Attorniship 060‡, To Mr Sprigge wittnes 030‡, To Willm Lawrence 060‡, To Andrew Woodbery 023‡, in all 1418‡ Tob. I say receaued the full conteyned in the sd execution & doe hereby acquitt & discharge him of the same. I say recd.

John Hammond.

Charles Hill enters Caueat ag̅st the adm̄istratr of the Estate of John Hammond Deceased for ffower hundd Twenty one pownds of Tob. & Cask.

Exequūon issued to the sheriffe of St Maries County ag̅st Thomas Innis according to the Order of the Court for one Thowsand pownds of Tob. & other Charges & ffees, amounting to one Thowsd ffowre hundd & Eighteene pounds of Tob. att the request of John Hammond Vndersheriffe.

Robt Kedger demands speciall writt from Leiutt Grāll ag̅st Richard Hackworth.

Writt Exiuit for his the sd Hackworths personall appearance att the next Prouinciall Court. Ret. 2° June ut supra.

Command ffrancis Armestronge & ffrances Armestronge his wife that iustly &c: they keepe wth James fforbush the Couent &c: of One hundred Acres of Land called Ireland, Lying att the head of the Deuiding Creeke in Choptanck Riuer in Talbott County.

Philip Caluert.

Liber B B

And the sd ffrancis Armestrong (alleaging his wifes weakenes & her disability of trauelling soe far as to the Prouinciall Court) prayes that a Commisn be directed to some of the Commisrs in Caluert County, before whom shee may acknowledge the sd fine.

Commisn thereuppon graunted to Capt Thomas Manning, Mr Willm Turner, & Mr Thomas Letchworth (or any Two of them) to take the acknowledgmt of a ffine from ffrances Armestronge to James fforbush & to Returne the same next Prouinciall Court. Put in writt.

[p. 3]
March 29°

Willm Bretton Deposed sayth That Ensigne Robt Cole late of this Prouince Deceased hath now ffiue Children lyuing in this Prouince of Maryland, Begott of his louing & naturall wife Rebecca Cole allso deceased, (Viz) Robert Cole his eldest sonne, Mary Cole, his eldest Daughter, Willm Maria Cole his second sonne, Edward Cole his third sonne, & Elizabeth Cole his youngest Daughter. All these are reputed & acknowledged the Children of Ensigne Robt Cole late Deceased as aforesd. The sd Willm Bretton thereuppon having made oath & subscribed his hand this 29° March 1663.

Willm Bretton.

Jurat, idē uerbatim–Luke Gardnor.
Jurat idē uerbatim–Willm Turpine.
Oēs Jurati Corā Charles Caluert.

This Indenture made the ninth day of August Año Dñi 1661, & in the thirteenth yeare of the Reigne of or Souereigne Lord Charles the Second, by the Grace of god King of England Scotland ffrance & Ireland, Defender of the ffayth &c: Betweene John Nutthall of Northhampton County in Virginia marcht of th' one part, And Thomas Cornewalleys of Maryland in America Esqꝫ & Penelope his wife of th' other part, All the sd prties now being in England. Whereas the sd Thomas Cornewalleyes & Penelope his wife By their Indenture of Bargaine and Sale Bearing date the day of the date of these prsents, And sealed & deliuered att one instant of time together wth these prsents, Haue gyuen graunted bargeyned, sold aliened enfeoffed & confirmed unto the sd John Nutthall his heyres & Assignes for euer All that & those his Two Mannor & Mannors whereof the one is called Cornewalleys Crosse, & therein conteyned Two Thowsand Acres of Land or thereabouts, And th' other of the sd Mannors is knowne by the name of St Elizabeths, And therein likewise is conteyned Two Thowsand Acres of Land or thereabouts, Both of them being scytuate lying & being in Maryland in America aforesd, & now are in the tenure or occupaōn of the sd Thomas Cornewalleys & Penelope his wife their undertenents or Assignes, With all & singular Rights members & appurteñces whatsoeur of or to the sayd mannors both or eyther of them belonging or in anywise apperteyning

Liber B B or accepted, reputed or taken as part or parcell thereof, And other things in th^{e} s^{d} Indenture more particularly mentioned, And allsoe those Two hund^{d} Acres of Land now in th^{e} possession of the s^{d} Thomas Cornewalleys or his Assignes, lying & being on th^{e} north side of th^{e} Creeke called S^{t} Inigos Creeke in Maryland afores^{d} ouer against part of th^{e} s^{d} mannor called Cornewalleys Crosse afores^{d}, wth all easments Comodities & appurtenances whatsoeu^{r} to th^{e} s^{d} Two hund^{d} Acres of Land belonging or apperteyning, And the Re-[p. 4] uertion & Reuertions, remainder & remainders, Rents issues & profitts of th^{e} s^{d} Mannors Lands & premises (Except as therin is excepted) And hath allsoe by th^{e} same Indenture sold seuerall seruants goods Chattles, Cattle & other things the particulars whereof are menc̄oned in a scedule indented thereto annexed, As by th^{e} s^{d} Indenture of Bargaine & Sale amongst Diuers & sundry Couenants agreem^{ts} matters & things therein conteyned (whereunto for more certainty relac̄on being had) much more fully & plainly doth & may appeare. Now this Indenture Wittnesseth That it is hereby declared, prouided condic̄oned & fully agreed uppon by & betweene All the s^{d} parties to these p^{r}sents for themselues, their heyres Executo^{rs} & assignes That if the s^{d} John Nuttall his heyres Executo^{rs} & Assignes & euery of them doe fayle & not pay unto the s^{d} Thomas Cornewalleys his heyres Executo^{rs} adm̃istrato^{rs} or assignes the sum̃e of Twelue hundred pownds of lawfull money of England att or in th^{e} now dwelling howse of Thomas Tolson merchant att th^{e} White horse scytuate in Cateaton streete in London in manner & forme following, That is to say Three hund^{d} pownds thereof on or before th^{e} last day of August, w^{ch} shall bee in th^{e} yeare of our Lord God one thowsand six hundred sixty & Two, Three hundred pownds more thereof uppon or before the last day of August, w^{ch} shall bee in th^{e} yeare of our Lord God One Thowsand six hundred sixty and Three, Three hundred pownds more thereof, uppon or before th^{e} last day of August w^{ch} shall bee in th^{e} yeare of our Lord God One Thowsand six hundred sixty & ffowre, And the other Three hundred pownds residue of the sayd sum̃e of Twelue hundred pownds uppon the last day of August then next ensuing, w^{ch} shall bee in th^{e} yeare of our Lord God One Thowsand six hundred sixty & ffiue without fraude or delay in part, or in all, in any payment or payments contrary to th^{e} forme afores^{d}, That then from & after any such failer of payment made as aforesayd The sayd Recyted Indenture of Bargaine & Sale And all Couenants Agreements matters & things therein Conteyned And all & Euery the Estate & Estates Bargaines Sales & Assignm^{ts} of th^{e} s^{d} mannors messuages Lands Seruants Goods Chattles and all other the premises thereby conueyed or intended to bee assured to the sayd John Nutthall his heyres Executo^{rs} Adm̃istrato^{rs} or Assignes shall cease, determine and bee uoyd and of none effect to all intents & purposes, as if the same had neuer been made, Any thing therein

Liber B B

conteyned to the Contrary notwthstanding. Neuerthelesse for that it is the expectaōn & Reall Intent & true meaning of all the sayd parties to these p^{r}sents That th^{e} sayd John Nutthall shall send & aduenture goods & commodities from Virginia & Maryland both or one of them by Sea to London therewth to rayse and pay the sayd Twelue hundred pownds in manner & forme aforesayd, Hereuppon It is now expresly declared prouided & fully agreed uppon by and betweene all the sayd parties to these p^{r}sents for themselues their [p. 5] heyres Executo^{rs} Admistrato^{rs} and Assignes That if the sayd John Nutthall his heyres Executo^{rs} Adm̄istrato^{rs} & Assignes shall really & bona fide yearely Lade or shipp sufficient goods & merchandizes for London, wherewth to pay th^{e} s^{d} yearely payment of Three hundred pownds from time to time And that by any Reall Casualty att Sea or otherwise the sayd goods shall bee lost, taken by Enimies or Pyrates, cast away or miscarry, w^{ch} god forbid And th^{t} good & due proofe shall bee made thereof in London That then & in such Case or Cases noe forfeiture shall happen by such delay of payment soe occasioned, Soe allwayes that all th^{e} s^{d} sum̄e of Twelue hundred pownds and Interest att six p^{r} cent p^{r} Annū for what shall bee forborne longer then th^{e} tyme of payment bee fully payd before the end of fiue yeares to bee accounted from the day of the date of these p^{r}sents All Casualities & excuses whatsoeuer then layd asyde Any thing afores^{d} to the contrary notwithstanding And the sayd John Nutthall for himselfe his heyres Executo^{rs} Adm̄istrato^{rs} & Assignes doth Couenant promise graunt & agree to & wth th^{e} sayd Thomas Cornewalleys his heyres Executo^{rs} Adm̄istrato^{rs} & Assignes & euery of them by these p^{r}sents That the s^{d} John Nutthall his heyres Executo^{rs} Adm̄istrato^{rs} or Assignes shall & will well and truly pay or cause to bee payd unto the sayd Thomas Cornewalleys his heyres Executo^{rs} Adm̄istrato^{rs} or Assignes all the s^{d} somme, of Twelue hundred pownds for & in full satisfaction of the sayd purchase by Three hundred pownds yearely as afores^{d} or att th^{e} furthest wthin ffiue yeares next after the date hereof according to the tenor true intent & plaine meaning of these p^{r}sents, And for that the sayd John Nutthall intendeth to pay the ffirst Three hundred pownds out of his owne proper present Estate, And the Remainder is by him his heyres or Assignes to bee raysed out of the manno^{rs} Lands Goods & premises aforementioned, Now It is declared and agreed uppon That after such payment made of the sayd first Three hundred pownds, It shall lawfull for th^{e} s^{d} John Nutthall to sell parcell of the premises, as hee shall see good to rayse monies for payment of all or any part of the Remayning Nine hundred pownds, Prouided hee imploy the money soe raysed for such payment, and for noe other use, Which Sales the s^{d} Thomas Cornewalleys & Penelope his wife doe by these presents ratify & confirme, & are to stand & Remaine in full force & effect. And Lastly it is prouided & agreed by and betweene the

Liber B B sayd parties to these presents for themselues their heyres Executo^{rs} and Assignes That in Case of Mortality or any other necessary casualty any seruants goods Cattle or other things menc̄oned in th^{e} Schedule aforesayd shall bee wanting & cannot bee deliuered, Then th^{e} sayd John Nutthall his heyres Executo^{rs} or Assignes shall eyther [p. 6] receaue full satisfaction therefore to their content or abatement shall bee made out of the first moneys, according to the ualuaōn thereof in the s^{d} Scedule. In wittnesse whereof the parties aforesayd to these p^{r}sent Indentures interchangeably haue putt their hands & seales. Dated the day & yeare first aboue written.

Signed Sealed & Deliuered in p^{r}nce of — John Nutthall wth a Seale.
Thomas Toulson
Gawin Corbin
Leonard Bates S^{er}.

This Present Coppy written on Two sides of paper Joyned together wth my Seale in hard wax doth agree word for word wth the originall in London this 20th Sept. 1662.

Ita attestor rogatus et requisitus
Jo. Marius Not^{s} Pub^{cus}

Writt Exequūon ag̅st th^{e} Body of Walter Pake for Two hund^{d} Eighty two pownds of Tob. due to Thomas Innis Ordinary Keep^{r} by Bill according to Act. To th^{e} sheriffe S^{t} Maries County.

Writt exequūon allso issued ag̅st the Body of John Powick for Two hund^{d} & Seauenty pownds of Tob. Due to Thomas Innis likewise by Bill according to act of Assembly Ordinary Keeper. To th^{e} sheriffe S^{t} Maries County.

Commis^{n} Exiuit to impower M^{r} Henry Adams to adm̄ister oath to M^{r} Thomas Mathews M^{r} Zachary Wade & M^{r} Humphrey Haggett to serue as Commis^{rs} in Charles County.

To all Christian Poeple to whom these p^{r}nts shall come Greeting, Know yee that I John Jarbo of Maryland Gent^{n} haue absolutely bargayned & sold & receiued full satisfaction for all my Right, Tytle & interest of & in th^{e} moetie of th^{e} plantaōn now in th^{e} occupaōn of Walter Hall, formerly of Henry ffox, who by will bequeathed th^{e} same to th^{e} afores^{d} Hall & my selfe, after th^{e} Death of his sonne Henry ffox, All w^{ch} Right & interest (if euer it shall fall to mee, The Moitie or all by Halls Death or Child) I doe by these p^{r}nts fully & absolutely dispose of as aboues^{d} unto Luke Barber of th^{e} s^{d} Prouince allsoe. As wittnes my hand this 12th of Aprill One Thowsand six hund^{d} ffifty & eight — John Jarbo.

Testes (the Moietie or all by Halls death or Child, being interlined)
Thomas Bankes John Dauis

The originall was attested by all th^{e} wittnesses in my p^{r}nce uppon Oath, 28 Aprilis 1663. Will^{m} Bretton. Liber B B

I doe assigne ouer all my Right & Tytle of Elizabeth Holebrooke for ffowre Crops, unto John Williams his heyres or Assignes, as wittnes my hand this 31 March, Año 1663. I Will Colman. [p. 7]
John Vanheek The mrk W of Will^{m} Seleye.

I John Williams doe assigne ouer unto Elizabeth Greene my whole interest & Right of Elizabeth Holbrooke mentioned in th^{e} within assigm^{t} for ffowre Crops, to th^{e} use & profitt of Christian Potter, And doe bind my selfe my heyres, Executo^{rs}, & assignes to warrant th^{e} s^{d} Elizabeth Holebrooke from all iust Claimes whatsoeuer. In wittnes whereof I haue hereunto putt my hand the 14th day of Aprill 1663.
John ✗ Williams
his marke.
Wittnes p^{r}sent
Will Brooke George Marshall.

I Elizabeth Greene doe in th^{e} behalfe of my Children assigne ouer unto John Williams one Browne Yeareling heyfer, wth her encrease for th^{e} use & profitt of Oliue Williams, her heyres Executo^{rs}, Adm̄istrato^{rs} & Assignes (The Bull calfes excepted, w^{ch} are to bee to th^{e} use of John Williams untill th^{e} s^{d} Oliue cometh to age) And I the sayd Elizabeth Greene doe bind my selfe & my s^{d} Children to warrant & defend th^{e} s^{d} heyfer unto th^{e} s^{d} John Williams for th^{e} use afores^{d}, from all iust claimes whatsoeu^{r}. In wittnes whereof I haue hereunto putt my hand the 14th day of Aprill 1663.

Wittnes p^{r}sent
Will Brooke George Marshall.
Elizabeth ∞ Greene
her marke

The Marke of th^{e} aboues^{d} heyfer is Ouerkeeld & Cropt on th^{e} Right eare, And a Crop & slitt on th^{e} Left eare. mark Cattle

If M^{r} Secretary will take Cattle & 900^{ƚ} of Tob. To witt Two Cowes Two yeareling heyfers, & Bull of 2 yeares old running in M^{r} Brettons neck, for my sisters ffreedome & passage conuenient to London this yeare, I assigne all th^{e} fores^{d} Cattle & Tob. to th^{e} same, M^{r} Secretary wittnes my hand this 12 of March 1662.
Christopher Jones.

The Tobacco is in Cap^{t} Gwythers hand, due for my seruice att Sasquehanock ffort. M^{r} Lrē of Attorney are in M^{r} Metcalfes hand for M^{r} Will^{m} Caluert.

If M^{r} Secretary would haue a Bill of sale, M^{r} Bretton will not fayle to giue one, ffor I bought one Cowe of him, the rest came of her. [p. 8]

Wittnesses ffr: ffitzherbert Luke Gardnor.

Liber B B Robert Clarke Esq enters Caueatt ag̅st the Adm̄istrato^{r} of the Estate of Giles Sadler of Caluert County Deceased.

This Bill bindeth mee John Warren my heyres Executo^{rs} Adm̄istra- & assignes to pay or cause to bee payd unto Raph Crouch his heyrs &c: the full & iust summe of Twelue hundred thirty Two pownds of good sownd merch^{ble} Leafe Tob. & cask to bee payd att or uppon th^{e} Tenth day of Nouemb^{r} next ensuing the date hereof. Wittness my hand this sixth day of ffebruary 1660

Test. John Parrett Nicholas Rawlens. John W Warren

Cap^{t} Josias ffendall Enters Caueatt ag̅st th^{e} Adm̄istrato^{r} of th^{e} Estate of Humphrey Haggott Deceased for Twenty pownds sterl. principall Debt.

I haue sent A Cheese p^{r} th^{e} Bearer. The passangers w^{ch} wee carry for England are these. Anthony Selway, Richard Deuour, Tho: Thurstone, Will^{m} Hill, George Hill, for whom I doe hereby ingage my selfe to see satisfyed, as wittnes my hand this 26 January 1662.

Tho: Bisse

on th^{e} Backside of w^{ch} noate is this acc^{t}.

The hh^{d} of Biskett weigheth neete 255^{l} att 2^{l} 1^{s}	510^{l}
fformerly oweing	240
ffor th^{e} Gouerno^{r}	182
	932

M^{r} Secretary

If yo^{u} please to graunt Humphrey Warren a Passe, to depart this Prouince this yeare for England, I doe hereby engage my selfe to saue yo^{r} harmelesse for soe doeing Wittnes my hand.

Corā me Will^{m} Bretton. John Nuthall

[p. 9] Att a Prouinciall Court held att S^{t} Leonards in Caluert County this 31 March 1663.

P^{r}n̄t

Charles Caluert Esq Gou^{r}
Philip Caluert Esq Chan^{r}
Henry Sewall Esq Secr
M^{r} Baker Brooke
M^{r} John Bateman
Counc^{rs}

To the hon^{ble} the Gouerno^{r} & Councell of Maryland

The humble Pet^{n} of Richard Preston Sheweth.

That yo^{r} Pet^{rs} seruants did uppon th^{e} 5th day of th^{e} last weeke called Thursday peremptorily & positiuely refuse to goe & doe their ordinary labour uppon the account (as they then alleaged) that if they Liber B B had not flesh they would not worke. Yor supplyants answere then was to them, tht if they would not goe to worke, unlesse they had flesh, I could not helpe it, for I had not flesh then to giue them (yor Supplyants busines calling him that day abroad) And att night returning home, fownd tht his sd seruts had not beene att worke, uppon tht acct of not hauing that day some meate Allthough untill tht time they haue not wanted for the most part since the Crop of Tob was in, to haue meate three times in the weeke & att least twice: They hauing other prouision by them att all times to dresse & eate when they will. And they continuing still in tht obstinate rebellious condic̄on allthough I haue insteed of flesh for the prsent prouided sugar, fish, oyle & uinegar for them, am constrayned to addresse my selfe to this Court, That according to equity & their demeritts they may receaue such Censure as shall bee iudged equall for such peruerse seruants; Least a worse euill by their example should ensue by encowraging other seruants to doe the like. And though by the sheriffe they were summoned to this Court uppon the 6th day last, yett since I haue profered them, if yett they will bee contented wth such as I can possibly prouide for them, there should bee noe further proceeding publikely in the thing. Moreour I did offer them to giue them a note from under my hand for three of ffowre of them to take my Boate & to spend a weekes time or more, to see, if they could buy any prouision of flesh or any thing else, & I would pay for it, though neuer soe deare bought. Yett notwthstanding they still continew in their obstinate Condic̄on & would come to the Court, allthough I haue sundry times told them, tht I was loath to bring them or my selfe to appeare publikely in the thing.

Rich: Preston.

To the honble the Gouernor & Councell

The humble Petn of John Smith, Richard Gibbs, Samuel Coplen, Samuel Styles &c: Seruents to Mr Rich: Preston Senior Sheweth

That Mr Preston doth not allow yor Petrs sufficient Prouisions for the inablemt to our worke, but streightens us soe far that wee are brought soe weake, wee are not able to performe the imploymts hee putts us uppon. Wee desyre but soe much as is sufficient, but hee will allow us nothing but Beanes & Bread. These premises seriously considered yor Petrs humbly addresse themselues unto yor honors to [p. 10] releiue our wants, & prouide tht Our Master may afford us such sustenance as may enable us to goe through wth our labors for the future, & yor Petrs shall as in duty bownd Euer pray &c:

Vppon these Petns of Mr Richard Preston & his seruants, & uppon Examinaōn of the sd seruants prsent in Court: The Court taking the same into serious Consideraōn, Ordered tht these seruants now Petitioning (Viz) John Smith, Richard Gibbs, Samuel Coeplen, Liber B B Samuel Styles, Henry Gorslett, & Thomas Broxam bee forthwth whipped wth 30 Lashes each. Then the Court further ordered tht Two of the mildest (not soe refractory as the other) should be pardoned & tht those two soe pardoned should inflict the censure or punishmt on their other Companions. And thereuppon the sd Seruants kneeling on their knees, asking & Crauing forgiuenes of their Master and the Court for their former misdemeanor & promising all complyance & obedience hereafter, Their Penalty is remitted or suspended att prsent. But they are to bee of the good behauior towards their sd Master euer hereafter (uppon their promise of amendmt as aforesd) And soe to bee Certifyed from Court to Court.

Sheriffe Returnes his writt & warned for the Grand Jury.

fforemã
Mr Hugh Stanley
Rich: Creekbone
Thomas Ireton
John Murth
Enoch Cumbs
Patrick Cambdell
Robert Doue
George Richardson
James Veitch
Micheal Catterton
John Norton
Mathew Stone
Thomas Glouer
Samuel Graues
John Grammer
Peter Joye
Henry Keene

All sworne:

Then Mr Attorney Grãll prefers this Inditamt to the Board, & those prsons bownd our to prosequute (Viz) Tobias Dunkin, John Addams & Elias Chandler; together wth the Coroners enquest & other papers following, wch prsons were examined before the Jurors &c by the Board.

Lett it be enquyred for the Rt honble the Ld Proprietary, Whither Patrick Due, of Bromall in St Leonards hundd in Caluert County Plantr the ffourteenth day of March in the yeare of our Lord God 1662, & in the One & thirtieth yeare of the Dominion of his sd Lp ouer this Prouince, att Bromall aforesd in the County aforesd a certaine Person called Richard Morton, late of Wapping, in the County of Mid̄d̄s in the Realme of England mariner, & Seafaring in the ship Commanded by Capt Raph Storye, whom hee then & there chanced to meete, did wth Contumelious words prouocke & uppon the sd Richard Morton then & there remayning in the peace of god, & of his sd Lordship, by force & armes an assault did make, & wth a Certaine Gunne of the ualue of fiueteene shillings which hee the sd Patrick Due did then & there in his hands hold, & discharge ag̃st the sd Richard Morton, being loaden wth Gunpowder & Bur-shott, the arme of the sd Richard Morton did wownd wth Eight wounds, & through his arme, [p. 11] the Body of him the sd Richard Morton did feloniously peirce; Gyuing the sd Richard Morton one mortall wound in his sd Body of the breadth of one Inch, & depth of ffowre Inches. And Two other wounds (Viz) one through the Bastard Ribbs & Lungs of th^{e} breadth of a Burshott & depth of Three Inches, & one other through the third & fowrth Ribbs, of th^{e} breadth of th^{e} Bur-shott & depth of Six Inches. Of w^{ch} wounds the s^{d} Richard Morton on th^{e} 17th of March, in th^{e} yeare of our Lord 1662 dyed. And soe whether th^{e} s^{d} Patrick Due, of Bromall afores^{d} in the County afores^{d}, in manner s^{d} & forme afores^{d} th^{e} s^{d} Richard Morton feloniously, & of malice forethought did kill & murther, against th^{e} peace of th^{e} L^{d} Proprietary his Rule & Gouerm^{t}. Thomas Manning, Att. Grāll. Liber B B

Tobias Dunkin John Adams Elias **EC** Chandler

17 March 1663.

Whereas Richard Morton seafaring man, belonging to Cap^{t} Storye hath this day departed this life, & as it is uehemently suspected th^{t} on th^{e} 14th day of this instant Patrick Due Ouerseer of Will^{m} Bromalls Plantaōn did uiolently assault th^{e} fores^{d} Deceased. The w^{ch} assault as is conceaued was th^{e} cause of th^{e} s^{d} Mortons death.

These are therefore in th^{e} name of th^{e} R^{t} hon^{ble} th^{e} L^{d} Proprietary to will & requyre yo^{w} to summone in Twelue good & honest men of th^{e} neighborhood to make Enquyry thereof. Hereof fayle not forthwith as yo^{u} will answere th^{e} Contrary. Gyuen under my hand th^{e} day & yeare aboue specifyed. William **T** Turner

To the Sheriffe of Caluert County.

Wee whose names are here underwritten being summoned by war^{t} by M^{r} Will^{m} Turner, to make enquyry of th^{e} Death of Rich: Morton Doe find th^{t} th^{e} s^{d} Morton hath receiued his Death by mortall wounds of Gunshott.

ffforemann
Richard Smith
John Grammer
Samuel Graues
Thomas Pocey
Will^{m} ✗ Sample
James **A** Adams
ffrancis Tratman
Rob^{t} **K** Kingsborough
Waernart Vben
Will^{m} ⇄ Joanes
Tho: **H** Glouer
Rich: **R** Mirick

I Stephen Clifton Chyrurgeon of Patux^{t} Riuer being Called th^{e} 14th of March 1662 to uisitt Richard Morton, I fownd him wounded in his left arme wth small Burshott, soe th^{t} from th^{e} Elbow, to th^{e} upper part of the os humeris there were Eight Orifices. The greatest Orifice was uppon th^{e} musculus part, neare unto th^{e} musculus Byceps where a quantity of th^{e} shott had entred, making a large Orifice to the head of th^{e} os humeris, wth seuerall Cauities missing th^{e} Bone, & penetrating into th^{e} Center of th^{e} Body. Likewise Two other shotts were placed, th^{e} one iust aboue th^{e} Bastard Ribbs, penetrating th^{e} Lungs, the other betweene th^{e} third & ffowrth Ribbs, into th^{e} Body likewise, by meanes whereof his pulse was weake: His body (as hee [p. 12] complayned) was extreame cold: Hee talked uery idely, & was uexed

Liber B B with shortnes of breath, & spitting of blood. Thereby is gathered th^{t} certaine & speedy Death is att hand, W^{ch} followed on th^{e} 17th of the s^{d} instant. In wittnes whereof I haue hereunto sett my hand.

Stephen Clifton Chyrurgeon.

March 15° 1662.

Tobias Dunkin aged 32 yeares or thereabouts sworne sayth.

That this Depon^{t} went on shoare to th^{e} plantaōn and asked whose plantaōn th^{t} was? and a woeman told this Depon^{t} it was Patricke Dues, & I further asked her, if it was not th^{e} plantaōn th^{t} was Bromalls? & shee sayd yes it was, then I enquyred If there was not some Tob of M^{r} Cookes? & the man sayd there was a hogshead, & I enquyred allso for James Veitch & John Addams their plantaōns? And he sayd th^{t} James Veitch was on th^{e} other side th^{e} Creeke. Then hee asked mee where I landed? And I told him in th^{e} Coue, where th^{e} Canow was. Hee sayd There were Oysters in th^{e} Canow & did hope th^{e} Seamen would not take them away. And I promised him, when I gott downe, They should take none of them away. Soe I went to roule th^{e} hogshead of Tob out of th^{e} Tobacco howse, And in th^{e} interim th^{e} man went downe wth his Gun (as th^{e} woman told mee, for I did not see him) And further hee sayd They might eate oysters, soe they did not carry them away. And I promised him they should not. And further sayth not. Tobias Dunkin.

Sworne before us John Bateman William T Turner.

Elias Chandler aged 22 yeares or thereabouts sworne Eodē die, sayth

That hee this Depon^{t} came to th^{e} plantaōn of Will^{m} Bromall th^{e} 14th of this instant, And seeing a Canow wth oysters in it, went into th^{e} Canow & eate some of them. And in th^{e} interim th^{e} Boy came downe & rayled att us, asking of us what wee did doe there? And I answered him th^{t} wee were eating a few Oysters, Telling him wthall, Hee need not bee soe angry for eating a few oysters, for they cost him nothing. And th^{e} Boy replyed againe They cost him his labour, for that hee had beene all the day in getting of them. Then I told him Wee would pay him for them. In this interim came the man downe wth his Two Doggs, swearing Damme mee yo^{u} Dogges I will kill yo^{u}, If there bee noe more Sea Dogges in th^{e} world, & comming closse to th^{e} Boate side, fyred his Gun amongst us, & wounded one of our men, & mee in th^{e} Cheeke. Then afterwards hee putt his hand to his pockett, & th^{e} mussle of his Gun in th^{e} other hand closse to his pockett allso & sett his Doggs uppon mee, & forced mee into th^{e} water up to th^{e} middle & presented his Gun to mee & swoare you Dogge, I will kill yo^{u}, if there bee noe more men in th^{e} world. And further sayth not Elias EC Chandler.

Sworne before us John Bateman William T Turner

John Addams aged 21 yeares or thereabouts sworne Eodē die sayth Liber B B [p. 13]

That hee came to Bromalls plantaōn for Tob. th^{e} 14th of this Instant, & staying att th^{e} Landing, There lay a Canow wth oysters in it. And wee went into th^{e} Canow, & eate some of them, And the Boy came downe in the interim & told us wee were hard att worke, And noe sooner had th^{e} Boy spoken But th^{e} man came behind him, And then wee went into our owne Boate. And th^{e} man Patrick Due by name Came downe the hill, Swearing God Damme him hee would kill us, if there were noe more men in the world, Calling us Sea Doggs. And I by name John Addams told him if wee had done him any wronge in Eating of his Oysters I would pay him for them, & incontinently heaued a Quarter of a peice of Eight on th^{e} shoare. But hee swoare hee would haue none of our moneys, but fyred att us presently & would not lett us come on shoare, but sett his Doggs att us, soe that hee forced one of Our Company into th^{e} water up to th^{e} middle, & further sayth not John Addams.

Sworne before us John Bateman Will^{m} T Turner.

The Examinaōn of Robert Hobbs taken before us the 15th of March 1662 aged 16 years or thereabouts sayth

That on th^{e} 14th instant hee was sent by th^{e} Ouerseer of Bromhalls plantaōn, Patrick Due, to forewarne some Seamen att their Landing from eating oysters, that was theirs, in a Canow. And bid him take th^{e} Doggs (Towser &c:) & sett them att them. And when hee came there, hee fownd the Seamen of Cap^{t} Stories eating of oysters, And hee told them they were hard att worke: They replyed, Did hee pay for th^{e} Oysters? Hee answered th^{t} hee had bene working for them all day. And imediately att his heeles came Patrick Due & wthout any other words then God Damme him yo^{w} Rogues, Ile kill yo^{w}, if there were noe more men in the world, comming Cursing & swearing, As hee came downe the Hill, & wthout any further Capitulaōn, presented his Gun & fyred her att them & wownded one of them in the face & th^{e} other in th^{e} Body.

Examined before us John Bateman Will^{m} T Turner.

The Jurors goeing out by themselues to consider of th^{e} Inditem^{t} & th^{e} Euidence & their Verdict. The Court is adiorned by th^{e} Lieut^{t} Grāll till their Returne, who sitting long & late, The Court is adiorned thereuppon till tomorrow morning 9 a Clock.

Aprill p^{o} 1663, 9 a Clock. All p^{r}sent as yesterday.

The Jurors Came into Court, answering to their names, All of them (Except George Richardson) who for his not gyuing attendance & appearing att the hower & place appoynted, was fyned therefore to th^{e} Lord Proprietary, in the sum̃e of Two Thowsand pownds of Tob & Cask, by th^{e} maior vote of the Board. Vid. fol. 17 fine remitted.

Liber B B And the Court adiorned by the Lt Grāll for 2 howres, 'till the sd Richardson bee prsent.

[p. 14] The Court mett againe & George Richardson prsent, who being called & answering to their Call, The fforeman gaue in their Verdict Endorsed on the Bill, (Viz) Bill a Vera.

The Prisoner being Called to the Barre, The Presentmt was read. To wch the Prisoner pleads not Guilty, And Craues to bee tryed by God and his Country. The prsentmt is as followeth

The Jurors for the Ld Proprietary of this Prouince doe present That Patrick Due of Bromall in St Leonards hundd in Caluert County Plantr on the 14th day of March, in the yeare of Our Lord God 1662, & in the one & Thirteith yeare of the Dominion of his sd Lordship ouer this Prouince att Bromall aforesd, in the County aforesd a Certaine Person called Richard Morton late of Wapping in the County of Midds, in the Realme of England Mariner, & Seafaring on the ship commanded by Capt Raph Storye, whom hee then & there Chanced to meete, did wth contumelious words prouoake, & uppon the sd Richard Morton, then & there remayning in the peace of God & of his sd Lordship, by force & armes an assault did make, & wth a Certaine Gun (of the ualew of fiueteene shillings) wch the sd Patrick Due, then & there in his hands did hold & discharge ag̅st the sd Richard Morton, Being loaden wth Gunpowder & Bur-shott, The Arme of the sd Richard Morton did wownd wth Eight wounds, And through his arme the Body of him the sd Richard Morton did feloniously peirce, Gyuing the sd Richard Morton one mortall wound in his sd Body of the breadth of One Inch, & depth of ffowre Inches, And Two other wounds (Viz) one through the Bastard Ribbs & Lungs, of the breadth of a Burshott, & depth of Three Inches, And one other wound through the third & fowrth Ribbs, of the breadth of the Burshott, and depth of six Inches, Of wch wounds the sd Richard Morton on the 17th of March in the yeare of our Lord God 1662, dyed. And soe That the sd Patrick Due of Bromall aforesd, in the County aforesd, in manner & forme aforesd, the sd Richard Morton feloniously & of malice forethought did kill & murther ag̅st the Peace of the sd Lord Proprietary his Rule & Gouermt.

The Grand Jury discharged, & the Petite Jury Called, (Viz)

fforeman
Mr Arthure Ludford
Gabriel Barkeley
John Little
John Salisbury
John Leach
George Hardesty
James Godsgrace
George Allderson
Stephen Yoe
Rich: Wadsworth
ffrancis Spencer
John Bowlin

The prsentmt was againe read to the sd Jurors, And the Euidence calleds, Examined, & Sworne, as afore.

The Jurors wthdrew to consider on the sd Bill & their Charge. And the howse adiurned by the Lt Grāll till the Juryes Returne.

The Court mett againe. Liber B B

The Juro^{rs} being called & answering all of them to their call, by [p. 15] their seuerall names, The fforeman deliuers in their Verdict (Viz)

That Patrick Due is not Guilty of th^{e} murder whereof hee stands indicted in the Bill. Butt wee find him Guilty of Manslaughter.

Vppon w^{ch} their Verdict, Proclamaōn was made, How th^{t} if any one can informe of any other felony, or misdemeano^{r} committed or done by Patrick Due, now Prisoner att th^{e} Bar, Lett him Come forth, & shall bee heard, for th^{e} Prisoner standeth uppon his Justificaōn & deliuerance

And Tobias Dunkin, Elias Chandler & John Adams came afore the Board, & declare for th^{e} Lord Proprietary (Intimating wthall that they could say noe more then what they had allready declared & affirmed) And enter into new Recognizances.

Whereupon th^{e} L^{t} Grāll adiorned th^{e} Court till th^{e} Eighth day of this p^{r}sent month; And to bee held att S^{t} Maries. The Prisoner againe Committed to Prison.

Warr^{t} to the sheriffe of Caluert County to summoneThirty men att least out of that County, to attend th^{e} Gou^{r} & Councell as Juro^{rs} att S^{t} Maries, on th^{e} 8th of this instant, according to th^{e} s^{d} adiorn^{t}. And then Ret.

Mathew Stone Gent^{n} d̄d̄s war^{t} ag̅st Lieut^{t} John Bogue accōn Case. Aprill p° war^{t} to th^{e} sheriffe of Caluert County to arrest &c: Ret. next Prouinciall Court to bee held 2° Junij.

Co^{ł} George Waters & Jacob Direckson Millray (p^{r} Attornat Cap^{t} Aprill 4° James Neale) d̄d̄ writt ag̅st Cap^{t} Miles Cooke accōn Case, to the ualew of 20000^{ł} Tob.

War^{t} mde to sheriffe S^{t} Maries County to arrest &c: Ret next Prouinciall Court 2° Junij ut supra.

Summons to sheriffe Charles County pro Cap^{t} Josias ffendall & George Thompson to testify in ditt. 500^{ł} Tob each.

Cap^{t} James Neale (adm̄istrato^{r} of Dauid Aber Cromby d̄d̄s writt ag̅st Hannah Lee Widow accōn Debt, for 800^{ł} Tob.

War^{t} mde to sheriffe S^{t} Maries County to arrest &c: Ret. next Prou: Court att S^{t} Maries 2° Junij ut supra.

Will^{m} Blake enters his marke of Cattle, (Viz) The Right eare Aprill 5° Cropt, The Left eare ouerkeeled, & the Lower part thereof slitt. mark Cattle

John Blake, sonne to th^{e} aboues^{d} Will^{m} Blake, his marke is Contrary, (Viz) the Left eare Cropt, the Right eare ouerkeeld, & the lower part thereof slitt.

Liber B B [p. 16] marke Cattle John Maccay enters his marke (Viz) the Right eare Cropt & ouer & under bitted, The Left yeare slitt.

Whereas Robert Kedger pl̄f arrested Will^{m} Blake dēft to a County Court held att New Towne ij March 1661, w^{ch} Cause was there tryed & an Appeale granted to th^{e} next Prouinciall Court held att S^{t} Maries 3^{d} of June 1662, That cause was then allso heard, And Order passed āgst th^{e} pl̄f, as hauing noe Cause of accōn.

Take therefore th^{e} Body of Rob^{t} Kedger & him keepe in safe Custody wthout Bayle or mainprize untill he satisfy the Respectiue Charges incident to th^{t} suite, unto Will^{m} Blake, & for soe doeing this shall yo^{r} war^{t}. Gyuen under my hand att S^{t} Maries this 5th day of Aprill 1663 Charles Caluert

The Charges are as followeth

Attendance att th^{e} County Court & Comming up 2 dayes	060	4 of M^{r} Kedgers Seruants dyett & Beere	100
Attorneys ffee there	060	2 Wittnesses 2 dayes attendance each	120
Attorneys attendance	030	Sh: Seruing Exequūon	100
Dismisse	050	Clk̄. writt Exeq^{n} & recording	039
Attorney att th^{e} Prouin: Court & 2 dayes attendance	120		
	320		359

320
359
679

Att a Prouinciall Court held att S^{t} Maries on Wednesday 8° Aprilis 1663

P^{r}nt. Lieut Grāll
Philip Caluert Esqꝫ Chancelo^{r}
Henry Sewall Esqꝫ Secr.
M^{r} Baker Brooke

M^{r} Attorney Grāll informes th^{e} Court, How th^{t} Patrick Due being arraigned att th^{e} last Court held in Caluert County for murder, The Jurors then & there fownd him Guilty of manslaughter only. Wherefore hee humbly requests th^{e} Board to proceede according to that Verdict.

The Prisoner called to the Bar. And demanded what hee had to say for himselfe? To w^{ch} Hee Craues Benefitt of Cleargy, w^{ch} was graunted him And the Booke being gyuen, & Demanded whither hee read or not? Answere was made th^{t} hee read.

Ordered thereuppon, That the s^{d} Patrick Due be forthwth burned in th^{e} brawne of the hand wth a red hott yron, w^{ch} was done accordingly. And it is further Ordered th^{t} the Sheriffe of each respectiue [p. 17] County prouide for such their County an yron wth th^{e} Letter M, And another yron allso wth the Letter **T** to bee allwayes ready for the burning malefactors & offenders, as their fact shall deserue, The Charge of wch yrons to bee Leauyed uppon each County. Liber B B

That whereas there is a Passe graunted to Raph Solomon to depart this Prouince, uppon informaōn of the Sheriffe of Anarundell County That there is ffine of ffiue hundd pownds of Tob. due to the Rt honble the Ld Proprietary of this Prouince & other ffees due to the sd sheriffe yett unsatisfyed

Ordered tht Capt Raph Storye doe Returne tht Passe unto the Secretary & tht neyther Capt Storye nor any other master doe carry the sd Solomon out of the Prouince wthout further order

Vppon the humble Petn & request of George Richardson, who was fyned the last Court holden att St Leonards in the summe of 2000† Tob. for not appearing, The Leiutt Grāll hath remitted the fine Vid. fol. 13

The Court dissolued by the Lt Grāll.

John Grammer & Robt Kingsberry of Caluert County enter into Recogniz to the Ld Propr in the sum̃e of ffiue hundd pownd sterl each for the good behauior of Patrick Due.

Wart to the sheriffe of St Maries County to summone Mr Humphrey Warren to testify in a Cause depending betwixt Mr Mathew Stone & Leiut John Bogue. Ret. next Prou: Court. Aprill 8th

Mr Humphrey Warren deposed sayth, That att the last Prouinciall Court, about some difference betwixt Mr Mathew Stone & Leiut John Bogue, The sd Bogue deliuered an Instrumt under his hand unto the sd Stone, That a serut of his the sd Bogue should serue the sd Stone some certaine time limitted in the sd Instrumt.

Jurat Corā me Willm Bretton. Humphrey Warren

The Instrumt is as followeth.

Know all men by these prsents tht I John Bogue doe lett & make ouer unto Mr Mathew Stone one Boy named Walter Oyle, to serue the sd Mr Stone from the 21th of this prsent month till last of Octobr next in any seruice tht the sd Mr Stone doth employ him. as wittnes my hand this 18th of ffeb. 1662. John ∞ Bogue
Wittnes Humphrey Warren James Veitch. his Marke.

Capt Thomas Cornewalleys (pr Attornat John Abington) d̄d̄s writt a̅gst Nathaniel Vtye, Accōn Debt, 50† Beaur principall Debt. Aprill 13th

Wart to the sh: Baltemore County to arrest &c: Ret. next Prou: Court, to bee holden att St Maries 2 June next. [p. 18]

Liber B B Raymond Stapleford d̄d̄s writt ag̅st John Tucker accōn Debt to the ualew of 3172^{t} Tob. & Cask.

War^{t} to sheriffe Caluert County to arrest. Ret. ut supra.

These are in th^{e} name of th^{e} R^{t} hon^{ble} the L^{d} Prop^{r} of this Prouince to will & requyre yo^{u} to arrest th^{e} Body of Cap^{t} Samuel Tilghman & him keepe in safe Custody, untill hee shall putt in sufficient Security to appeare by himselfe or Attorney att the next Prouinciall Court to bee holden for this Prouince 2° Junij next, There to answere what shall bee layd to his Charge on th^{e} behalfe of th^{e} L^{d} Prop^{r} for sundry contemptuous & scandalous words uttered by him ag̅st his L^{ps} Rule & gouerm^{t} here. And then & there Returne this writt & for soe doeing this shall bee yo^{r} war^{t} Gyuen under my hand this 8th day of Aprill 1663. Sig^{d} Philip Caluert
To the Sheriffe of S^{t} Maries County or his Deputy.

Aprill 16th Exequūon exiuit Cr̄a Corpus Gulielmi Busshell, for fowre hund^{d}
Exq^{n} 411^{t} & eleuen pownds of Tob. to bee deliuered to M^{r} Jn̄o Gettings Cl̄k,
022 It being for ffees expended att seuerall Courts.
Ser. 100 sig. Charles Caluert.

Aprill 24th Thomas Wynne d̄d̄s writt ag̅st Vincent Attchison & Will^{m} Boareman in accōn Debt.

Writt to th^{e} sheriffe S^{t} Maries County to arrest &c: Ret. next Prouinciall Court to bee holden att S^{t} Maries 2° June next.

Aprill 30th M^{r} Secretary.

If yo^{u} please to Grant Peeter Meyer a Passe to depart this Prouince I doe hereby engage to saue yo^{u} harmelesse for soe doeing, as Wittnes my hand this 30th of April 1663. Philip Caluert

Anne Hammond d̄d̄s writt ag̅st James Veitch Accōn Case.

War^{t} to th^{e} sheriffe Caluert County to arrest &c: Ret next Prou: Court to bee holden att S^{t} Maries 2° Junij next.

John Abington Gent^{n} d̄d̄s writt ag̅st Hannah Lee accōn Debt, to the ualew of Ten Thous^{d} pownds of Tob.

War^{t} to th^{e} sheriffe S^{t} Maries County to arrest &c: Ret. next Prouinciall Court to bee holden att S^{t} Maries 2° Junij next.

Cap^{t} Will^{m} Boreman d̄d̄s writt ag̅st Vincent Attchison accōn Case.

War^{t} to th^{e} sheriffe S^{t} Maries County to arrest &c: Ret. next Prouinciall Court, 2° Junij ut supra.

This Day Came George Marshall of St Michaells in St Maries Liber B B
County before mee Philip Caluert Chancelor of Maryland, & Did [p. 19]
freely acknowledge to owe & stand indebted unto Willm Hollingworth of Salem in New England the full & iust sum̄e of Two Thowsand Two hundd & Twelue pownds of Tob & Cask to bee payd to the sd Willm Hollingworth or his certaine Attorney att or before the Tenth Day of Nouember next ensuing the date hereof, And unlesse hee shall soe doe doth freely for him & his heyres Graunt that the sd sum̄e of Two Thowsd Two hundd & Twelue pownds of Tob shall bee Leauyed uppon any his Lands Tenemts Goods & Chattles wthin this Prouince of Maryland & bee deliuered to the sd Willm Hollingworth or his Attorney. George Marshall.

Taken & acknowledged before mee
this 20th of May 1663.
Philip Caluert.

May 23° 1663.

Receiued by mee Charles Caluert Esqꝫ of Willm Hollingworth full satisfaction for all ffees belonging to the Secretary Henry Sewall Esqꝫ amounting to sixteene hundd pownds of Tob. And likewise full satisfaction for Port Duties belonging to the Ld Propr amounting to six hundd & Thirty pownds of Tob, It being for ffiue Tripps or Voyages made wth the Catch Called the Willm & Mary from hence to New England. I say Recd by mee

Test Willm Bretton. Charles Caluert.

Att a Councell held att St Maries
30th of Aprill 1663

Charles Caluert Esqꝫ Gour
Philip Caluert Esqꝫ Chanr
Henry Sewall Esqꝫ Secrr

Mr Thomas Mathewes & John Warren being summoned to make their appearance this day & to giue in an accompt of the Estate of Edward Cotten Deceased according to an Order of the Councell 27° June Last, Who appearing according to their Summons, And Coun: lib.
ffrancis ffitzherbert Esqꝫ the Attorney of Raph Crouch likewise 151.
appearing, in whose hands part of the Estate was left, Sayth tht hee is now ready to giue in an accompt of tht Estate soe far forth as appertayneth to Raph Crouch to giue accompt, shewing wthall, to the Board now sitting, that according to his Order from Raph Crouch after his accompt gyuen, he desyreth to bee absolutely quitt [p. 20]
& discharged from tht Estate of Edward Cottens, And produceth Certaine lrēs or writings to tht Effect, written this yeare from Mr Crouch.

Hond Sr my most humble Duty

These are to giue you to understand &c: Now than if you thinke it best, I desyre these ensuing words to bee Recorded (to witt) I

Liber B B pauls post media' Raph Crouch Joynt Executor wth Mr Mathews to Edward Cottons Estate doe wholy relinquish all my Right & Tytle thereunto for euer hauing more to doe therein.–&c:– Raph. Crouch.

Septembr 4o 1662.

These presents to whom it may Concerne &c: That whereas I Raph Crouch was (as it appeareth uppon the Records in Maryland) made ioyntly Executor wth Mr Thomas Mathews of an Estate of Edward Cottons, wch was left eyther for the setling of a schoole or to bee employed (as I remember) uppon other pious uses, Though Mr Pille if hee bee aliue can say, tht the true intent of the prty Deceased was, That the sum̄e of Tob to bee payd by John Warren was to bee allowed to the upholding mee in my teaching the schoole, att that time in hand, or much to this purpose. Notwthstanding I neuer appropriated more to my selfe, as John Warren & his wife can affirme, out of tht Estate, then One Bull & one steere. If this bee thought amisse, there are Cattle of mine in the Country to repay them in kind againe. As for the managing of what stock was left by the Deceased, I would haue had them putt into John Greenwells hand att New Towne: But as Barnaby Jackson well knoweth, Mr Mathews would not consent thereto but presently tooke them to his owne plantaōn. And for most of the Debts hee receiued them himselfe, Sauing what I receiued from John Warren of the Remainder of a Bill of seauen or Eight Thowsand pownds of Tob, by the appoyntmt of Mr Mathews, who gaue mee John Warren's Bill whereby to call for the Debt, Part of wch was bestowed by mee on such as really was iudged by others as well as my selfe to haue releife, & soe deemed an Act of Charity. That wch remayned, I bought Cattle of John Warren att New Towne & Ordered they should bee marked wth Edward Cotton's proper marke & to bee reserued in his hands for some yeares, Of the wch stock hee is best able to giue a sufficient accompt of them to any that shall demand it. And for my part I wholly disclaime from euer hauing had any iust account deliuered to mee by Mr Mathewes eyther of what hee had payd for tht Estate or receiued. To the best of my remembrance I layd out of that Estate in John Warrens hand to the ualue of fiueteene or sixteene hundd pownds of Tob for Peter Eun's dyett & schooling, washing and [p. 21] cloathing, One hundd or thereabouts for Cheese for Mr Reynolds & his wife, both att tht time in greate wants, as John Warren & his wife well knew. There was gyuen to Mr Brettons sonne & Daughter an almes they being in Extremity of wants. The rest appeareth in Cattle I doubt not yett extant in John Warrens hand att New Towne, to bee deliuered by him uppon demand. I affirme boldly allsoe that on my part I did (as appeared to all the neighbors) as much as lay in mee, fullfill the will of the Deceased, in remoueing my teaching of schoole to the New Towne: & there was ready some yeares to teach, eyther Protestant or Catholikes, yett neuer had more out of Liber B B th^{t} Estate than to the ualue of six or seauen hund^{d} pownds of Tob, for some th^{t} could not discharge for their schooling, And had I not had some releife of my owne out of England in cloathing, I could not haue held up the teaching soe long as I did.—Now hauing made a full relaōn of what is the only Truth to the best of my knowledge & as was well knowne by sundry in th^{e} Country of my accōns therein, most of all to such as I conuersed wth about the busines, & p^{r}ticularly to Barnaby Jackson & M^{r} Pille, my humble request is that th^{e} hon^{ble} Gou^{r} & Councell of th^{e} Prouince of Maryland would take into Consideraōn that my Creditt may not suffer as I heare it doth undeseruedly; as I haue iustly written downe I shall answere th^{e} same before th^{e} presence of Allm^{ty} God. And I further hereby disclaime wholly to haue any Right or Tytle any longer to those Cattle att John Warrens, of Edward Cotton's marke, And doe freely giue consent That they bee imployed eyther for schoole, or other pious uses, as shall bee thought fitt by such as it concerns. Wittnes my hand

This Declaraōn made & soe affirmed before Cap^{t} Miles Cooke Maist^{r} of the ship called Maryland Merchant this (London) 7th of October 1662 I say by mee Raph Crouch.

In p^{r}nce of
Miles Cooke
John Worseley
Thomas Allenson
Tho: Wynne

W^{ch} being Read, & some other lrēs, all tending to th^{e} same purpose The Attorney of th^{e} s^{d} Crouch Craues Leaue to giue in his accompt, who was thereuppon admitted by th^{e} Board.

M^{r} Raph Crouch D^{r}		P^{r} Con^{a} Cred^{r}	
To the Estate of Ed: Cotton Deceased		By Rebate of Tob. to John Warren for th^{e} paym^{t} of 1000‡ Tob. one yeare before due. .	0459
To payd by him by John Warren in part of 8000‡ Tob. the Price of th^{e} Plantaōn att New Towne formerly Cottons in Año 1659	3300‡		

Liber B B
[p. 22]

Deb^{r}	
By a Bill belonging to Cottons Estate taken in his owne name due from Warren for 1232^{t} Tob payable 10th Nouemb^{r} 1661	1232
To Tobacco more disposed of being the Remainder of th^{e} 8000^{t} due for th^{e} plantaōn from John Warren...	1059
To Rec^{d} out of the Estate in Año 1659.....	0700
	6291
Rest Cred^{r} to ballance due to Crouch	0456

Cred^{r}	
By a Cow gyuen in Almes to M^{r} George Reynolds	0600
By 4 Cowes bought into th^{e} s^{d} Estate to be employed to Charitable uses according to th^{e} will & deposited in John Warrens hands	2800
By th^{e} dyett & schooling of Peter Eune.......	1600
By 9 ells of Holland, 10 y^{rds} of stuffe gyuen in almes by aduice of M^{r} ffrancis ffitzherbert ..	0488
By 100^{t} Tob. gyuen in almes ut supra	0100
By due to him for teaching schoole att New Towne in Año 1659..	0700
	6747

M^{r} Thomas Mathews Deb^{r} to th^{e} Estate of Edward Cotton Deceased.

To payd him by John Warren for th^{e} plantaōn formerly Edward Cottons 1653	1000^{t} ^{tob}
To payd him more in Año 1654.......	0748
To payd him more in Año 1655.......	0661

The Estate of Edward Cotton Deb^{r}

To Eleauen head of Cattle in th^{e} hands of John Warren att New Towne, Being the Estate now remayning in the hands of Raph Crouch............

Ordered that John Warren doe continue his Care of th^{e} Cattle 'till the second day of June next, That hee then bring in a p^{r}ticular acc^{t} of the Cattle belonging to Edw: Cottens Estate then in his hands, That M^{r} Thomas Mathewes doe Likewise bring in his accompt of th^{e} s^{d} Edward Cottons Estate, on th^{e} 2^{d} day of June next, And that then the Councell take the managem^{t} & improuem^{t} of th^{e} s^{d} Estate into their Consideraōn.

Liber B B

That the Attorney of Raph Crouch haue a Discharge from th^{e} s^{d} Estate, And bee allowed ffowre hund^{d} fifty six pownds of Tob, the Ballance of his accompt brought in & allowed by th^{e} Board.

May 8th

Writt Exeq^{n} was renewed ag̅st th^{e} Estate of Margery Battin Adm̄ist^{r} of Will^{m} Battin Deceased, formerly graunted ag̅st th^{e} Estate of th^{e} s^{d} Will^{m}, not Executed, & issued to th^{e} sheriffe of Charles [p. 23] County, att th^{e} Request of Nicholas Gwyther, The s^{d} Exequūon being for 1000^{ł} Tob, & for ffees expended inter Will^{m} Battin & Rich: Smith, according to Order of Court p^{o} March 1659, And by th^{e} s^{d} Gwyther assigned ouer to Richard ffoster or his assignes.

May 8th 1663.

M^{r} Will^{m} Hollingworth

Pray pay unto Henry Sewall Esqꝫ Nine hund^{d} pownds of Tob & Cask & place it to the accompt of yo^{r} ffreind & seru^{t}

Nicholas Gwyther.

May 8th 1663.

This noate is accepted by mee, & to bee payd wthin six months after the date hereof. Will^{m} Hollingworth.

Att a Court of Admiralty held att
S^{t} John 8^{o} May 1663.

Charles Caluert Esqꝫ Gou^{r}	M^{r} Baker Brooke	Coun^{rs}
Philip Caluert Esqꝫ Chan^{r}	M^{r} Edward Lloyd	
Henry Sewall Esqꝫ Secr^{r}	M^{r} Henry Coursey	
	M^{r} John Bateman	

The informaōn of M^{r} Richard Collett.

Richard Collett gent^{n} informes the Court That according to Commis^{n} from the Leiu^{t} Grāll of this Prouince on the 23th day of Aprill last, hee did seaze a Certaine Vessell, Called the Content of Boston in New England, Ryding then att Anchor in Patux^{t} Ryuer, Whereof is master Joseph Winslow, That the s^{d} Joseph Winslow had Laden on Board his s^{d} Vessell seueral hogsheads of Tob, of th^{e} groath of this Prouince, before hee had entred into Bond here according to th^{e} Act of the high Court of Parliam^{t} in England for encouraging & encreasing of shipping & nauigaōn: or producing Certificate that hee had entred into Bond in any Port of his Ma^{ties} in England, Ireland, Wales or Towne of Barwick uppon Tweede. Wherefore hee humbly Craues Judgm^{t} of this hon^{ble} Board Whither th^{e} s^{d} Vessell wth all her apparell Tackle & furniture bee not forfeited to th^{e} R^{t} hon^{ble} the L^{d} Prop^{r} & further to haue th^{e} share for seazing th^{e} s^{d} Vessell allowed & limitted by th^{e} s^{d} Act for encowraging & encreasing of shipping & nauigaōn to such p^{r}son as should seize any such Vessell soe unlawfully Loading as afores^{d} Rich: Collett.

Liber B B [p. 24] To wch Informaōn Joseph Winslow Confesseth That hee did not comply wth the Act of Nauigaōn in gyuing Bond, That hee did Loade on Board his Vessell about Thirty hogsheads of Tob, That hee came downe after hee had Loaden the Tob into Patuxt Riuer, wth an intent to giue Bond & enter his sd Vessell; Hee being informed That it would bee sufficient if att his goeing away out of the Prouince hee did enter his Vessell.

Ordered That the sd Vessell Called the Content of Boston in New England bee forfeited to the Rt honble the Ld Propr of this Prouince, Together wth all her apparell, Tackle & other furniture, thereunto belonging.

May 11th Capt Willm Boareman đđs writt ag̅st Thomas Gerard Esqꝫ accōn Defamaōn.

Wart to sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court to bee holden att St Maries 2° June next.

Summons to Eund. sheriffe to warne John Pille gentn to Testify in ditt. sub pen. 500t Tob. Ret. ut supra.

Thomas Bennett đđs warrt ag̅st Edward Harrise Accōn Case.

Writt to the sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court 2° June next, ut supra.

May 14th Elizabeth Bedlow đđs writt ag̅st Water Waterlin, in Court of Equity.

Summons to sheriffe St Maries County to warne &c: Ret. next Prouinciall Court 2° June ut supra.

Summons to ditt sheriffe pr Willm Hollingworth to testify pro Water Waterlin. Ret. forthwth.

George Marshall đđs warrt ag̅st Willm Greene accōn Defamaōn.

Wart to sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court to bee held 2° June next.

Summons to ditt. sheriffe pr John Mettcalfe gentn to testify in ditt. 500t Tob &c: Ret. ut supra.

George Marshall đđs writt ag̅st Marks Pheypo accōn Case.

Warrt to sheriffe St Maries County to arrest &c: Ret. next Prouinciall to bee holden 2° June next, ut supra.

Summons to the sheriffe Charles County to warne John Lewger & Zachary Wade gentn to testify inter Thomas Simpson & ffrancis Bachelor, 500t Tob. each: &c: Ret. ut supra. Pro Simpson

Liber B B
[p. 25]

By the Leiut^{t} Grāll of Maryland.

A Proclamation

Whereas att the last Prouinciall Court holden att S^{t} Maries for this Prouince 21th ffebruary last 1662, The next Prouinciall Court was then appoynted to bee held on the first Tuesday in June following being the second day thereof, Now for as much as the holding of that Court on th^{e} second of June as afores^{d} will proue most inconuenient, whereas th^{e} Gou^{r} & Councell can not then conueniently meete together, Being pressed wth some urgent occasions of the Prouince, w^{ch} can not suffer Delay.

These are therefore to giue notice to all p^{r}sons whom it may Concerne, That I haue adiorned the s^{d} Court to bee held as afores^{d} untill the Eight day of Septemb^{r} next, And that all writts & other Processe issued for that Court, intended to bee holden 2^{d} day of June next, shall bee Returnable on th^{e} Eight day of Septemb^{r} as afores^{d}. Gyuen under my hand this 16th day of May, att S^{t} Maries 1663.

Charles Caluert.

Informaōn to each Respectiue sheriffe &c:

Whereas att th^{e} last Prouinciall Court the Gouerno^{r} & Councell did then appoynt the second of June for the holding of the next Prouinciall Court

These are to certify that th^{e} s^{d} Court is adiorned till the Eight of Septemb^{r} next, And giue notice hereof to yo^{r} County. Gyuen under my hand this 16th of May 1663 Charles Caluert

To the sheriffe of S^{t} Maries
Charles
Caluert
Anarundell
County.
Kent
Baltemore
Talbott
County.

Wee whose names are here under written haue according to the Gouerno^{rs} Order made a diuision of the Land w^{ch} was in Contention Betweene Elioner Martin & Patience Martin into three equall parts, as Wittnes Our hands this 28th of March 1663

Vid the writt for this Partition infra fol. 31. omitted in th^{e} Record anō superior where itt ought to haue beene inserted.

W^{m} Lucas	Ellis Coleman
John Metcalfe	Thomas TH Hughes
Richard Games	Martin MK Kirk
Marks Pheypo	Joseph IE Edlow
Will^{m} WC Cole	Henry O Penington
Will^{m} WL Lawrence	John Raper

[p. 26]

Know all men by these p^{r}nts that I ffrancis ffetzharbert Gent^{n} the Lawfull Attorney of Raph Crouch late of New Towne in the County of S^{t} Maries gent^{n} for the greate loue & affection th^{t} th^{e} s^{d} Crouch did beare unto his ffrend George Reynolds of New Towne of th^{e}

Liber B B County afores^{d}; haue Gyuen & by these p^{r}nts doe freely giue unto George & Anne Reynolds the sonne & daughter of th^{e} s^{d} George Reynolds, one Black Cow (goeing by th^{e} name of Mopsa) marked on th^{e} Right eare wth a Crop, & a peece taken out under th^{e} eare; & th^{e} left eare slitt, being a Black Cow. To haue & to hold the s^{d} Cow & all her encrease both male & ffemale from th^{e} date hereof unto them theyr heyres & Assignes, or the suruiuors of them, or any of them for euer. Prouided that the male Cattle to goe to th^{e} s^{d} George Reynolds, or whom hee shall appoynt, towards th^{e} looking after th^{e} s^{d} Cow & encrease untill they come to age of Twenty one yeares or marryed. In testimony whereof I haue hereunto sett my hand this Tenth day of May Año Dñi one Thow^{d} six hund^{d} sixty & one.

Signed & Delieuered in the p^{r}nce of us ffrancis ffitzherbert.
Jerome White Thomas Brooke.

I ffrancis ffitzherbert doe by these p^{r}nts Constitute, ordaine & appoynt my trusty & welbeloued ffreind M^{r} Luke Gardener to deliuer the s^{d} Cow menc̄oned in this Deed of Gwift, wth her encrease unto th^{e} s^{d} George Reynolds, for th^{e} use of his Children wthin menc̄oned & likewise to see it Recorded for their use, as wittnes my hand this one & Twentith day of Aprill, Añoq̧ Dñi 1663.

ffrancis ffitzherbert.

Know all men by these p^{r}nts that I Will^{m} Bushell of s^{t} Maries in th^{e} Prouince of Maryland, for mee my heyres, Executo^{rs} Adm̄istrato^{rs} & Assignes, ffor & in Consideraōn of seauen Thowsand pownds of good sownd & merch^{ble} Tobacco & Cask to bee payd att Two entire paym^{ts} doe bargaine, sell, graunt & confirme unto William Wates his heyres Executo^{rs} Adm̄istrato^{rs} or Assignes, & by these p^{r}nts haue bargayned sould, graunted & confirmed unto th^{e} s^{d} William Wates his heyres Executo^{rs} Adm̄istrato^{rs} or Assignes, The moiety or halfe of th^{t} Land Plantaōn & Orchard (formerly Thomas Bushells) scituate & Bownding uppon the Herring Creeke, & the Land of William Smoote Bownding on the one side of it, And the Land of Owen James Bownding on th^{e} other side, wth the Rights, [p. 27] Emoluments & priuiledges thereunto belonging. ffurther I the s^{d} William Bushell by these p^{r}nts Bind my selfe my heyres Executo^{rs} Adm̄istrato^{rs} or Assignes to warrant the sale of the s^{d} Land, Plantaōn, howses & Orchard, ag̅st all iust claimes & Tytles of any p^{r}son whateuer, unto th^{e} s^{d} William Wates, his heyres, Executo^{rs}, Adm̄istrato^{rs} or Assignes. ffurther I th^{e} s^{d} Bushell for mee my heyres haue firmely sould th^{e} halfe of th^{e} s^{d} Land unto th^{e} s^{d} William Wates & his heyres, Together wth the halfe of the s^{d} howses & orchard now being uppon the s^{d} Land or Plantaōn, To bee ffree & cleere from incumberances & arrerages of Rents, And doe ffurther bind my selfe & heyres to giue unto th^{e} s^{d} William Wates his heyres &c: a firmer Bill of sale or Conueyance for th^{e} s^{d} Land according to th^{e} Graue aduise & Counsell of any Lawyer whensoeu^{r} the s^{d} Wates or his heyres shall thereunto call mee. And to th^{e} true performance hereof I haue hereunto sett my hand & Seale this 18th Aprill 1663. Liber B B

Signed Sealed & Deliuered
in the p^{r}nce of us
Henry Hyde William M Canady.

William C Bushell
his marke
Locus Sigilli

Know all men by these p^{r}sents th^{t} I Samuel Tilghman Commander of the Golden ffortune doe constitute & appoynt Abraham Rowse my true & lawfull Attorney to aske, demand, receaue, recou^{r} release acquitt & discharge any p^{r}son or p^{r}sons that is indebted unto mee eyther by Bill or account deliuered unto him, And shall ratify & confirme any thing th^{t} my Attorney shall Lawfully doe, as if I were p^{r}sonally p^{r}sent. As wittnes my hand this 24th Aprill 1663.

Teste John Meekes
The mark of John **2** Chearman

Sam^{ll} Tilghman

Cap^{t} Samuel Tilghman enters Caueatt ag̃st the Adm̃istrato^{r} of Humphrey Haggett Deceased for 886^{t} Tob in Cask.

John Meeks Chyrurgeon enters Caueat ag̃st th^{e} Adm̃istrato^{r} of Humphrey Haggett Deceased for

Cecilius Absolute Lord & Proprietary of the Prouinces of Maryland & Aualon, Lord Baron of Baltemore &c: To John Bateman Esqꝫ Richard Smith & William Dorington gent^{n} Greeting, Whereas our Writt of Couen^{t} dependeth before the Gouerno^{r} & Councell att our Prouinciall Court, Betweene Andrew Cooke merch^{t}, & Thomas Manning [p. 28] & Grace his wife gent^{n}, of ffiue hund^{d} Acres of Land called Malden, Lying on the East side of Chesapeack Bay, & on the Branch of a Riuer called Choptanck Riuer, And for a fyne to bee thereof vid. writt Leauyed betweene them before the s^{d} Gouerno^{r} & Councel att the lib. 1662, Prouinciall Court according to th^{e} Lawes & Customes of this Prou- fol. 1179. ince, And th^{e} s^{d} Thomas Manning & Grace his wife (as wee are informed) are soe weake that they are not able wthout greate danger of their Bodies to trauayle to th^{e} Prou^{ll} Court afores^{d} by th^{e} day contayned in th^{e} s^{d} writt, to make the acknowledgm^{ts} w^{ch} are requisite to bee made in th^{t} behalfe, Wee tendering the Estate of th^{e} s^{d} Thomas Manning & Grace his wife in this behalfe, Haue gyuen yow Three, or Two of yo^{w} power to take the acknowledgm^{ts} w^{ch} th^{e} s^{d} Thomas Manning & Grace his wife will make before yo^{w} Three or Two of yo^{w}, That goeing in person to th^{e} s^{d} Thomas Manning & Grace his wife yo^{w} take their acknowledgm^{ts}, And when yo^{w} shall haue taken them, yo^{w} certify the same distinctly & plainely to th^{e} Gouerno^{r} and Councell under yo^{r} seales Three or Two of yow, That then the s^{d} fyne may betweene th^{e} s^{d} p^{r}ties of th^{e} p^{r}mises may bee Leauyed before the sayd Gouerno^{r} & Councell att th^{e} Prouinciall

Liber B B Court according to th^{e} Law & Custome aboues^{d}, sending to th^{e} s^{d} Gou^{r} & Councell this Writt. Wittnesse Our Deare Brother Philip Caluert Esqꝫ Our Chancelo^{r} of our s^{d} Prouince of Maryland this 19th day of ffebruary 1662. Philip Caluert.

ffor this wthin written Commis^{n} according to the true intent & meaning, wee haue taken Cognizance thereof. Gyuen under our handes & Seales this 5th of March, 1662.

Rich: Smith Seale
W^{m} Dorinton Seale

Talbott County Command Thomas Manning & Grace his Wife that iustly &c: they keepe wth Andrew Cooke the Couan^{t} &c: of ffiue hund^{d} Acres of Land, called Malden, Lying on th^{e} East side of Chesapeack Bay, in a Branch of a Riuer called Choptanck Riuer, held of his L^{ps} Manno^{r} of Baltemore, And the Agreem^{t} is such That th^{e} s^{d} Thomas Manning & Grace his wife haue acknowledged the afores^{d} ffiue hund^{d} Acres wth the appurtenances to bee th^{e} Right of th^{e} s^{d} Andrew Cooke, as th^{t} w^{ch} th^{e} s^{d} Andrew Cooke hath of th^{e} gwift of th^{e} s^{d} Thomas Manning & Grace his wife, And th^{e} same they haue remised & Quitt claymed from them & their heyres to th^{e} afores^{d} Andrew Cooke & the heyres of the s^{d} Andrew Cooke for euer. And further the s^{d} [p. 29] Thomas Manning & Grace his Wife haue graunted for them, & the heyres of the s^{d} Thomas Manning, That they will warrant to th^{e} afores^{d} Andrew Cooke & they heyres of th^{e} s^{d} Andrew Cooke, the afores^{d} ffiue hund^{d} Acres wth the ap^{r}tñces ag̅st them th^{e} s^{d} Thomas Manning & Grace his Wife & the heyres of th^{e} s^{d} Thomas Manning for euer, And for this Recognicōn, Remission Quitt Clayme warranty, fyne, & Concord, the s^{d} Andrew Cooke hath gyuen unto the s^{d} Thomas Manning the sum̃e of seauen Thows^{d} pownds of Tob.

Taken & acknowledged this Tho: Manning Seale
5th day of March 1662 Grace G M Maning Seale
att Rob^{t} Kingsberries
in the County of Caluert.
Before us Rich: Smith W^{m} Dorinton.

June p° Cap^{t} James Neale demands writt ag̅st William Hollingworth accōn Case 2000^{t} Tob.

Warr^{t} to th^{e} sheriffe s^{t} Maries County to arrest. Ret. next Prouinciall Court to bee holden att S^{t} Maries 8° Septemb^{r} next.

marke Cattle Edward Harwood enters his marke of Cattle (Viz^{t}) The Right eare Cropd wth Two slitts in th^{e} Crop, The Left eare ouerkeeld & underkeeled.

Cap^{t} Luke Barber demands writt ag̅st M^{r} James Lindsey in an accōn of Debt.

War^{t} to the sheriff Charles County to arrest &c: Ret. next Prou: Cou^{r}t to bee holden att S^{t} Maries 8° 7^{ber} next

Know all men by these p^r^nts th^t^ I Thomas Mathews of Charles County in th^e^ Prouince of Maryland Gent^n^ haue sold & deliuered & doe hereby sell deliuer & make ouer unto Henry Sewall of Caluert County in th^e^ Prouince afores^d^ Esq̃ his heyres & Assignes one sorrell horse Colt, w^th^ a starre in th^e^ forehead, fallen this yeare: It being a Colt of his th^e^ s^d^ Mathews Gray mare. And I doe hereby warr^t^ th^e^ sale thereof unto th^e^ s^d^ Henry Sewall & his heyres ag̃st all iust claimes whatsoeu^r^. In Consideraõn whereof I th^e^ s^d^ Henry Sewall doe bind my selfe my heyres Adm̃istrato^rs^ &c: to pay or cause to be payd unto th^e^ s^d^ Thomas Mathewes his heyres Adm̃istrato^rs^ or assignes, seauen hund^d^ pownd weight of good merch^ble^ Tob. att or uppon th^e^ Tenth day of Nouemb^r^ next ensuing. To w^ch^ Bill of sale & Consideraõn therefore both th^e^ forenamed p^r^ties haue hereunto sett their hands this 26^th^ day of May 1663. Liber B B

Wittnesseth hereunto Tho: Mathews
Charles Caluert Will^m^ Bretton Henry Sewall

The Examinaõn of Daniel Clocker taken before Will^m^ Bretton Gent^n^ this 16^th^ day of Aprill 1663. [p. 30]

This Examin^t^ sayth, that yesterday being att Henry Ellerys howse about some occasions of his owne, hee was willing to haue come ouer the Riuer th^e^ last night: But ueiwing Henry Ellerys Canow & finding it something small, hee was fearefull to aduenture in it & therefore told Henry Ellery th^t^ hee would lye in his howse th^t^ night & goe up to Will^m^ Watts on th^e^ morrow morning & borrow his Canow, And this morning did goe to Will^m^ Watts, but hee was not att home. Then hee asked for John ffurnifeild. Answere was made that he was abed. Wherefore this Exam^t^ called him up & requested him to giue him a Cast ouer th^e^ Riuer in their Canow, And th^e^ s^d^ John promised him to sett him ouer, and w^th^all fetchd out about a Pint of Drams, w^ch^ they dranke out there amongst them. Then this Exam^t^ walked downe againe to Henry Ellerys, & John ffurnifeild brought downe th^e^ Canow thither allso. And being there Henry Ellerys Wife brought out an Earthen pott of Drams conteyning about a quart, w^ch^ they dranke most part out there. Then comming into th^e^ Canow (Viz^t^) this Exam^t^ & John ffurnifeild, The s^d^ ffurnifeild paddled th^e^ Canow, & betweene the Indian Poynt att West S^t^ Maries & th^e^ Church Poynt ouer ag̃st it, the s^d^ ffurnifeild fell out of th^e^ Canow & is now drowned & further sayth not. Daniel **D C** Clocker.

Examinat Coram me Will^m^ Bretton.

On th^e^ Eleauenth day of May War^t^ to th^e^ Constable of s^t^ maries hund^d^ or in his Absence to th^e^ Sheriffe of th^e^ County to summone ffiue or six of th^e^ Neighbourhood to enquyre Concerning a Dead Corps cast up on West S^t^ maries shoare.

Liber B B May iith 1663.

Wee whose names are underwritten doe declare according to our oaths, & the best of our knowledge & skill, That th^{e} Dead Body that is cast ashoare att west S^{t} Maries is th^{e} Body of John ffurnifeild, & th^{t} hee came by his Death accidentally.

Rich: Willen Sheriffe.

fforeman Henry **H E** Ellery
George **R** Rowse James Speed
Marmaduke Seme Mathew Collins

[p. 31]
June 22th Will^{m} Whittle d̃d̃s writt ag̃st John Edmondson Attorney of Cap^{t} John Horne accōn Case to th^{e} releas of Ten Thows^{d} pownds of Tob.

Warr^{t} to th^{e} sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court to bee holden &c: 8° Septemb^{r} next.

Vid. fol. 25° Cecilius &c: To the sheriffe of S^{t} Maries County Greeting. Know yee that Elionor Martyn, who was th^{e} Wife of ffrancis Martyn of s^{t} Hieroms in th^{e} County of S^{t} Maries, Came into Our Prouinciall Court & Petitioned ag̃st Patience Martyn the Widow of Will^{m} Martyn, heyre to ffrancis Martyn, all of s^{t} Hieroms in th^{e} County of S^{t} Maries, To haue the Third part of Two hund^{d} Acres of Land, Lying & being in S^{t} Hieroms afores^{d} of w^{ch} th^{e} s^{d} ffrancis dyed seized, To bee assigned her as her Dower & to bee possessed of th^{e} Remaynder of th^{e} s^{d} Land, in Right of her sonne Lodowicke Martyn, heyre att Law to his eldest Brother Will^{m} Martyn afores^{d}. The s^{d} Patience Martyn came & produced a Will in wryting Proued in our office for Probate of Wills & Testam^{ts} & Graunting Adm̃istraōns, whereby th^{e} s^{d} Will^{m} Martin the s^{d} Land to him from his ffather ffrancis Martyn descended to th^{e} s^{d} Patience & Margarett Martha & Dorothy Needham her Children had deuised. Wherefore itt was Considered by th^{e} Court That th^{e} afores^{d} Elionor ought to recouer the Thirds of all th^{e} Lands w^{ch} descended from th^{e} s^{d} ffrancis to the s^{d} Will^{m} Martyn, And therefore Wee Command yo^{w} That yo^{w} cause full posses^{n} & seisein of th^{e} aboues^{d} third part by Elionor afores^{d} ag̃st the s^{d} Patience demanded to bee gyuen to th^{e} s^{d} Elionor. Wittnes our Deare Brother Philip Caluert Esqꝫ Our Chancelo^{r} of Our s^{d} Prouince this 21th day of January 1662. Philip Caluert.

Endorsed/

Cap^{t} Nicholas & M^{r} John Vanhack I doe hereby impower one or both of yo^{u} to sweare th^{e} Jury that shall bee impannelled for th^{e} Diuision of this Land. Gyuen under my hand this 24th of January 1662. Philip Caluert.

Infra Sequitur

This writt was Executed p^{r} me Walter Hall.

[p. 32]
June 25th John Lumbrozo d̃d̃s writt ag̃st John Legatt in an accōn of Debt to th^{e} ualew of 2500^{t} Tob. & Cask.

Warr^t to sheriffe of Charles County to arrest &c: Ret. next Prouin: Court to bee held att S^t Maries 8° Septemb^r next Liber B B

Richard Willan Gent^n d̄d̄s writt Ag̅st Anne Hammond the Adm̄istratrix of her husband John Hammond Deceased to the ualue of 50000^l Tob. & Cask.

Warr^t to th^e sheriffe of S^t Maries County to arrest &c: Ret next Prou: Court to bee holden &c: 8° Septemb^r next.

Thomas Symonds d̄d̄s writt ag̅st Thomas Courtney accōn Case.

Warr^t to th^e sheriffe s^t Maries County to arrest &c: Ret. next Prou: Court to bee holden &c: 8 Septemb^r next.

Summons in ditt Will^m Browne & Hugh Sherwood Ret. ut supra sub pene 500^l each.

Exequūon issued to th^e sheriffe of s^t Maries att th^e request of John Gittings ag̅st Marmaduke Snow for 1105^l Tob. for Clarks ffees. June 26^th

John Gittings Recordeth his marke (Viz^t) Cropt on both Eares w^th 3 slitts in th^e Left eare & an hole in th^e Right Eare. mark Cattle

Will^m Harper d̄d̄s writt ag̅st John Dodson accōn Case.

Wr^t to th^e sheriffe Talbot County to arrest &c: Ret. next Prou: Court 8° September 1663.

Edward Harwood d̄d̄s writt ag̅st Elizabeth Greene accōn of Defamaōn. July 10^th

War^t to th^e sheriffe S^t Maries County arrest &c: Ret. next Prouinciall Court to bee holden &c: 8° Septemb^r next.

Summons in ditt to testify Will^m Brookes & Thomas Vaughan, sub pena 500^l Tob. Ret. ut supra.

John Williams d̄d̄s writt ag̅st Elizabeth Greene accōn Case.

War^t to sheriffe S^t Maries County to arrest &c: Ret. ut supra

Sumons in ditt. George Marshall & Will^m Brookes sub pena 500^l Tob to testify. Ret. ut supra.

This Bill bindeth mee William Stanley my heyres Executors Adm̄istrators or assignes to pay or cause to bee payd to Symon Peters his heyres Executo^rs Adm̄istrato^rs or Assignes the full & iust sum̄e of One Thowsand Eighty ffowre pownds of sownd merchantable Tob. & cask, to bee payd att or uppon the Tenth day of October next ensuing, as wittnes my hand this 23^th of July 165 [p. 33]

Test Walter Huckstepp John Williamson J W Signum.

Liber B B July 7th mrk Cattle. Markes Pheypo enters his marke (Viz^{t}) Cropd on the left eare, wth two slitts in th^{e} Crop. The Right eare underkeeld wth a hole in itt & a little peice cutt before th^{e} eare.

marke Cattle. Thomas Keytin enters his marke (Viz^{t}) Crop'd on the left eare wth two slitts in th^{e} Crop, The Right eare underhalfed wth a hole in itt.

mark Cattle. George Marshall enters his marke (Viz^{t}) Crop'd on th^{e} Left eare wth a slitt in th^{e} Crop, The Right eare slitt wth an ouerkeele & a nick behind th^{e} eare.

Cecilius Absolute Lord & Proprietary of th^{e} Prouinces of Maryland & Aualon Lord Baron of Baltemore &c: To Robert Clarke Esqꝫ Thomas Mathews & Henry Adams gent^{n} Greeting, Whereas Our Writt of Couen^{t} dependeth in Our Prouinciall Court Betweene Philip Caluert Esqꝫ & James Lindsey & Mary his Wife of ffowre hund^{d} and ffifty Acres of Land, being th^{e} moiety of Snow Hill manno^{r} in s^{t} Maries County, & for a fine to bee thereof Leauyed betweene them̄ before Our Gouerno^{r} & Councell in th^{e} s^{d} Court, according to th^{e} Law & Custome of this Prouince, and th^{e} s^{d} James & Mary, as wee are informed, as soe weake, that they are not able wthout greate danger of their Bodies to trauaile to S^{t} Maries by th^{e} day contayned in th^{e} s^{d} Writt to make the acknowledgm^{ts} w^{ch} are requisite to bee made in th^{t} behalfe, Wee tendring th^{e} Estate of th^{e} s^{d} James & Mary [p. 34] in this behalfe haue gyuen yo^{w} or any Two of yo^{w} power to take th^{e} acknowledgm^{ts} w^{ch} th^{e} s^{d} James & Mary will make afore yo^{w} or any Two of yow of th^{e} premisses. And therefore Wee command yo^{w} that goeing in p^{r}son to th^{e} s^{d} James & Mary yo^{w} take s^{d} acknowledgm^{ts}, And when yo^{w} shall haue taken them yo^{w} Certify th^{e} same distinctly & plainely to the s^{d} Gouerno^{r} & Councell under yo^{r} seales or any Two of yow, That then th^{e} s^{d} ffine betweene th^{e} s^{d} parties of th^{e} premisses may bee Leauyed before th^{e} s^{d} Gouerno^{r} & Councell in the s^{d} Court according to th^{e} Law & Custome of this Prouince sending to th^{e} Court this writt. Wittnes our Deare sonne & heyre Charles Caluert Esqꝫ Our Leiu^{t} & cheife Gouerno^{r} of Our s^{d} Prouince this 13th day of June 1663. Charles Caluert.

The Execution of this Commiss^{n} appeareth in a Certaine schedule hereunto annexed this 10th of July 1663
Thomas Mathews Henry Addames.

S^{t} maries County Command James Lindesey & Mary his wife that iustly &c: they keepe wth Philip Caluert Esqꝫ the Couenant &c: of ffowre hund^{d} & ffifty Acres of Land being the moiety of th^{e} manno^{r} of Snowe Hill in th^{e} County of S^{t} Maries. Charles Caluert.

And th^{e} Agreem^{t} is such th^{t} th^{e} s^{d} James Lindsey & Mary his wife haue acknowledged th^{e} afores^{d} ffowre hund^{d} & ffifty Acres of Land, the moiety of th^{e} manno^{r} of Snow Hill wth th^{e} appurtenances to bee th^{e} right of th^{e} afores^{d} Philip Caluert, as those w^{ch} th^{e} s^{d} Philip

Liber B B

Caluert hath of th^e^ guift of th^e^ s^d^ James and Mary And th^e^ same they haue Remised Quitt Claymed from them & their heyres to th^e^ afores^d^ Philip Caluert & his heyres for euer. And further th^e^ s^d^ James & Mary haue graunted for them and the heyres of th^e^ s^d^ James that they will warrant to the afores^d^ Philip Caluert and his heyres the afores^d^ ffowre hund^d^ & ffifty Acres w^th^ th^e^ appurtenances agst them th^e^ s^d^ James and Mary & th^e^ heyres of th^e^ s^d^ James for euer: And for this Remise, Release & Quitt Claime th^e^ afores^d^ Philip Caluert hath gyuen unto th^e^ s^d^ James & Mary th^e^ sume of fowre thowsand ffiue hund^d^ pownds of Tobacco.

Taken & acknowledged att St Thomas Manno^r^ before us this Tenth of July 1663.
Henry Addames Tho: Mathewes

James Lindsy seale
Mary + Lindsy seale
her marke

[p. 35]
Caluert County

Command Luke Gardner & Elizabeth his Wife th^t^ iustly &c: they keepe w^th^ Luke Barber the Couant &c: of th^e^ manno^r^ of S^t^ Richards Contayning One Thowsand Acres of Land w^th^ th^e^ appurtenčes &c: in Caluert County. Philip Caluert

And the Agreem^t^ is such th^t^ th^e^ s^d^ Luke Gardnor & Elizabeth his Wife haue acknowledged th^e^ afores^d^ manno^r^ w^th^ th^e^ appurtenčes to bee the right of th^e^ s^d^ Luke Barber as th^t^ w^ch^ th^e^ s^d^ Luke Barber hath of th^e^ guift of th^e^ s^d^ Luke Gardner & Elizabeth his Wife, And th^e^ same they haue Remised & Quitt claymed from them & their heyres to th^e^ afores^d^ Luke Barber & the heyres of th^e^ s^d^ Luke Barber for euer. And further th^e^ s^d^ Luke Gardner & Elizabeth his Wife haue graunted for them & the heyres of th^e^ s^d^ Luke Gardner that they will warrant to th^e^ afores^d^ Luke Barber & th^e^ heyres of th^e^ s^d^ Luke Barber th^e^ afores^d^ manno^r^ w^th^ th^e^ appurtenčes agst them th^e^ s^d^ Luke Gardner & Elizabeth his Wife & the heyres of th^e^ s^d^ Luke Gardner for euer. And for this &c:

Luke Gardner seale
The mark E of
Elizabeth Gardner seale

Taken & acknowledged att Mitchum Hall in th^e^ County of S^t^ Maries th^e^ 23^th^ Septemb^r^ 1662 before me Philip Caluert

Charles County

Command Luke Barber & Elizabeth his Wife that iustly &c: they keepe w^th^ Luke Gardner th^e^ Couenant &c: of th^e^ manno^r^ of Barberton in Charles County contayning Twelue hund^d^ Acres of Land w^th^ the Appurtenances. Philip Caluert

And the Agreem^t^ is such th^t^ th^e^ s^d^ Luke Barber & Elizabeth his Wife haue acknowledged th^e^ afores^d^ manno^r^ w^th^ th^e^ appurtñces to bee th^e^ Right of th^e^ s^d^ Luke Gardner as th^t^ w^ch^ th^e^ s^d^ Luke Gardner

Liber B B hath of th^{e} Gwift of th^{e} s^{d} Luke Barber & Elizabeth his Wife, And th^{e} same they haue Remised & Quitt Claymed from them & their heyres to th^{e} afores^{d} Luke Gardner, and the heyres of th^{e} s^{d} Luke Gardner for euer. And further th^{e} s^{d} Luke Barber & Elizabeth his Wife haue graunted for them & the heyres of th^{e} s^{d} Luke Barber that they will warrant to the afores^{d} Luke Gardner & th^{e} heyres of th^{e} s^{d} Luke Gardner the afores^{d} Manno^{r} wth th^{e} appurtn̄ces ag̅st them th^{e} s^{d} Luke Barber & Elizabeth his Wife, & th^{e} heyres of th^{e} s^{d} Luke Barber for euer. And for this &c:

L Barbier Seale
Elizabeth Barber Seale

Taken & acknowledged att Mitchum Hall
in th^{e} County of S^{t} Maries the 23th Septemb^{r}
1662 before mee Philip Caluert

[p. 36]
July 30th Hannah Lee Widdow, of th^{e} Estate of her husband Hugh Lee late Deceased Adm̄istratrix, d̄d̄s war^{t} ag̅st Cap^{t} Josias ffendall & M^{r} Rob^{t} Hundley Adm̄istrato^{rs} of th^{e} Estate of Cap^{t} Chr̄ofer Russell, deceased, in an accōn Case.

War^{t} to th^{e} sheriffe Charles County to arrest &c: Ret. next Prou: Court to bee held att S^{t} Maries 8^{o} Septemb^{r}.

Hannah Lee Widdow d̄d̄s warr^{t} ag̅st Jam̄es Lindsey, Gent^{n} in an accōn Case.

War^{t} to Eund. sheriffe to arrest &c: Ret. ut supra.

To all Christian Poeple Greeting &c:

Know yee th^{t} I Rowland Lawson of Rapahanock Plant^{r} doe outt of meere Loue giue & bestow unto Sarah Price daughter to Jenkin Price Two Cowe Calfes together wth their encrease to her owne proper use & behoofe for euer, To bee deliuered wthin Ten dayes after th^{e} date hereof, to aduance her a portion. The one being marked swallow tayld on th^{e} Right eare: & slitt & halfe moone on th^{e} Left, The other marked Cropd in th^{e} Right eare: & square on the Left. In wittnes I haue hereto putt my hand this 30th July 1663.

Teste Will^{m} Price John Reed. Rowland Lawson.

Will^{m} Greene d̄d̄s warr^{t} ag̅st. George Marshall accōn Case

War^{t} to sheriffe S^{t} Maries County arrest &c: Ret. next Prouinciall Court 8^{o} Septemb^{r} next.

Summons to Eund sheriffe to warne Rob^{t} Hooper to testify in ditt. 500^{t} to th^{e} L^{d} Prop^{r}

Summons to Eund sheriffe to warne Anthony Welch & Rachell Leere to testify ag̅st George Marshall in caā Battery, 500 Tob. Ret. ut supra.

ffrancis Mogge in th^{e} behalfe of th^{e} orphans of ffrancis Brooke Deceased d̄d̄s writt ag̃st Marks Pheypo, Accōn Case. Liber B B

Warr^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. Prouinciall Court, ut supra.

Will^{m} Lawrence d̄d̄s writt ag̃st Thomas Innies, accōn Case. [p. 37]

Warr^{t} to sheriffe S^{t}. Maries County to arrest &c: Ret. next Prouinciall to bee holden att S^{t} Maries 8° Septemb^{r} next.

Thomas Griffin recordeth his marke (Viz^{t}) The Right eare underkeeld, The Left eare swallow forcked. mark Cattle

Thomas Gerard Esqȝ d̄d̄s writt ag̃st Anne th^{e} Relict of Humphrey Haggett Deceased, Accōn of Debt. August 22th

War^{t} to sheriffe Charles County to arrest &c: Ret next Prouinciall Court to bee holden 8° Septemb^{r}.

Elizabeth th^{e} Relict of Richard Willan Deceased d̄d̄s writt ag̃st Anne Hammond Adm̄istratrix of John Hammond accōn Debt to th^{e} ualew of 50000‡ Tob & cask.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prouinciall Court to bee holden ut supra.

Elizabeth th^{e} Relict of Richard Willan deceased d̄d̄s writt ag̃st John Nutthall th^{e} Attorney of Will^{m} Hollingworth accōn Case, to th^{e} ualew of 4000‡ Tob. & Cask.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prouinciall Court ut supra.

An Extract of a Letter from th^{e} L^{d} Baltemore dated 31th July 1661 to Philip Caluert Esqȝ.

Likewise I haue graunted a war^{t} to M^{r} Lewgers sonne in Law for 500 Acres. Hee desyers to haue th^{e} Plantaōn w^{ch} was formerly Thomas Coles deceased, w^{ch} hee sayth is ffiue hund^{d} Acres. If yo^{w} find itt will not bee preiudiciall to mee yo^{w} may lett him haue that instead of his 500 Acres & ualew what it is worth more, by reason of any howseing uppon it, or Land cleared, & take his Bill for the paym^{t} of that ouerplus next yeare

A true Coppy Ex^{d} by mee Philip Caluert.

George Read d̄d̄s writt ag̃st Thomas Stone accōn

War^{t} to sheriffe Charles County to arrest &c: Ret next Prouinciall Court 8° Septemb^{r} next.

Rob^{t} Clearke Esqȝ d̄d̄s writt ag̃st Rob^{t} Robins accōn Case uppon Trouer & Conuerson, ffor a mare & her encrease. [p. 38] August 29th

Liber B B War^{t} to th^{e} sheriffe Charles County to arrest &c: Ret. next Prouinciall Court 8° Septemb^{r} next.

Writt to th^{e} sheriffe Caluert County to summone in ditt M^{r} Cuthbert ffenwick, M^{r} Ignatius ffenwick, Leiu^{t} John Bogue, & Will^{m} Mills, sub pena 500^{t} Tob.

Wri^{t} to th^{e} S^{t} Maries County to summone in ditt. Thomas Garard Esqꝫ 500^{t} Tob. &c:

Writt to th^{e} sheriffe of Charles County to sum: in ditt, John Clark Gent^{n}. ōes Ret. ut supra.

John Saffin (by his Attorney Thomas Dent gent^{n}) d̄d̄s writt ag̅st Margery Battin Adm̄istrato^{r} of Will^{m} Battin Deceased accōn Debt to th^{e} ualue of 150^{t} sterl.

War^{t} to sheriffe to arrest &c: Charles County. Ret. next Prou: Court ut supra.

August 29th Peter Joy & John Mirth d̄d̄s writt ag̅st Hugh Stanly & Dorothy his Wife in accōn of Case touching th^{e} Estate of Daniel Goulson deceased, whose adm̄istrix th^{e} s^{d} Dorothy is, & now th^{e} wife of th^{e} s^{d} Hugh Stanley.

War^{t} to sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court, 8° Septemb^{r} next.

Summons to id. sheriffe to warne Thomas Booth & Michael Higgins to testify in ditt 500^{t} Tob each. Ret. ut supra.

Summons to sheriffe S^{t} Maries County to warne D^{r} Luke Barber & Peter Mills to testify in caā inter Philip Caluert Esqꝫ & Thomas Stone att th^{e} next Prouinciall Court 8° Septemb^{r} next, 500^{t} Tob each prout in writt.

Septemb^{r} 2^{d} Emma Turner th^{e} Relict of Thomas Turner Deceased, d̄d̄s writt ag̅st Cuthbert ffenwick gent^{n} as ffeoffee in Trust of th^{e} orphans of Jane ffenwick deceased accōn of Debt.

War^{t} to sheriffe Caluert County arrest &c: Ret. next Prouinciall Court to be holden 8° Septemb^{r} next.

Emma Turner th^{e} Relict of Thomas Turner d̄d̄s writt ag̅st Cuthbert ffenwick gent^{n} accōn Debt.

[p. 39] War^{t} to sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court, 8° Septemb^{r} next ut supra

George Marshall d̄d̄s writt ag̅st Will^{m} Greene accōn Case.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prouinciall Co^{r}t 8° Septemb^{r} next ut supra.

George Marshall d̄d̄s writt ag̅st Willm Greene accōn Case Liber B B

Wart to sheriffe St Marie's County to arrest &c: Ret next Prou: Court 8° Septembr next ut supra.

Anne Hammond Adm̄istratrix of the Estate of John Hammond Deceased d̄d̄s writt ag̅st Elizabeth the Relict of Richard Willan Deceased Accōn Case. Vid fol. 145

Wart to sheriffe St Maries County to arrest &c. Ret. next Prouinciall Court, ut supra.

Summons att the request of George Marshall to Eund sheriffe to warne Marks Pheypo & James Hoosey to testify in caā supra, 800l Tob. &c:

Henry Spink & Ellinor his Wife d̄d̄s writt ag̅st Dr Luke Barber, accōn Case Vppon Defamaōn.

Wart to sheriffe St Maries County to arrest &c: Ret next Prou: Cou'rt 8° Septembr next ut supra.

Summone in ditt. caā Peter Mills, Henry Hyde & John Hierome to testify sub. pœn 500l Tob.

Vppon the complaynt of Henry Sewall Esqꝫ &c:

Writt to sheriffe Caluert County to apprehend John Whittingham, & deliuer the sd Whittingham to the sd Henry Sewall his first master.

Writt to the sheriffe St Maries County to Attatch in the hands of Willm alias Thomas Browne any the goods or debts &c: in his hands or possesn & belonging to Christopher Gould, itt being for his Port Duties, due to the Ld Propr, amounting to Nine shillings ffowre pence sterl, as allso three hundd & Twenty pownds of Tob & Cask to the Secretary of this Prouince for ffees, according to act of Assembly here. Port Duties 9s 4d Secr. ffees 320l Tob.

Cornelius Stenwick d̄d̄s writt ag̅st Robt Slye Adm̄istrator of the Estate of Samuel Smith deceased, accōn Debt to the ualue of 6000l Tob. [p. 40]

Wart to the sheriffe st Maries County to arrest &c: Ret. next Prouinciall Court, att st Maries, 8° Septembr next.

Alexander Bryan d̄d̄s writt ag̅st Mr Robt Slye adm̄istrator of the Estate of Samuel Smith Deceased Accōn Debt, to the ualue of 50l sterl.

Wart to sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court, 8° Septembr next ut supra.

Liber B B

Richard Bryan d̄d̄s writt ag̅st Mr Robt Slye Adm̄istrator of the Estate of Samuel Smith Deceased Accōn Debt, to the ualue of 50ł sterl.

Wart to sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court, 8° Septembr next ut supra.

Beniamin ffenn d̄d̄s writt ag̅st Mr Robt Slye Adm̄istrator of the Estate of Samuel Smith Deceased Accōn Debt to the ualue of 700ł Tob.

Wart to the sheriffe of St Maries County to arrest &c: Ret. next Prouinciall Court 8° Septembr next, ut supra.

[*Blank*] Murwin d̄d̄s writt ag̅st Robt Slye Adm̄istrator of the Estate of Samuel Smith Deceased, Accōn Debt, to the ualue of 16ł sterl.

Wart to the sheriffe of St Maries County to arrest &c: Ret. next Prou: Court 8° Septembr next ut supra.

Thomas Hall d̄d̄s writt ag̅st Robt Slye Adm̄istrator of the Estate of Samuel Smith Deceased Accōn Debt, 700ł Tob & cask.

Wart to sheriffe St Maries County to arrest &c: Ret. next Prouinciall Court, 8° Septembr next ut supra.

Thomas Mathews Graunt or Couent frō Mr Hen: Warrē St Maries Hill

To all Cristian Poeple before whom these prnts shall come or any way may Concerne, Know yee That I Henry Warren of St Inigoes in the County of St Maries Esqꝫ, for diuers good Causes & Considerations him thereunto moueing hath remised released, & for euer quitt claymed, And by these prnts for himselfe & his heyres doth fully clearely & absolutely remise release & for euer quitt claime unto Thomas Mathews of St Maries in the County of St Maries gentn in his full & peaceable possession & Seazin & to his heyres & assignes for euer, all such right Estate, tytle, interest & demand wtsoeur as hee the sd Henry Warren had or ought to haue of in or to all tht parcell of Land, goeing by the name of St Maries Hill ffreehold Contayning ffowre hundd Acres more or lesse, Lying in st maries County, Together wth all & euery part & parcell thereof wth the appurtenances thereunto belonging (Excepting the ffowrty Acres wch is about the Chappell) unto the sd Thomas Mathews his heyres and assignes to the only use & behoofe of the sd Thomas Mathewes his heyres & assignes for euer. To haue & to hould all the sd ffreehold & euery part & parcell thereof wth the appurtenances thereunto belonging (except before what is excepted) unto the sd Thomas Mathewes his heyres & assignes for euer, soe tht neyther hee the sd Henry Warren, nor his heyres nor any other prson or prsons from him or them, or in his or their names, or in the Right or stead of any [p. 41]

Liber B B

of them shall or will by any way or meanes hereafter haue, claime, challenge or demand any Estate right Tytle or interest of in or to th^{e} premises or any part or parcell thereof (excepting what is excepted) But from all & euery accõn, right, Estate, tytle, interest, & demand of in or to th^{e} premises or any part or parcell thereof, they & euery of them shall bee utterly excluded & barred for euer by these p^{r}nts, And allso th^{e} s^{d} Henry Warren & his heyres th^{e} s^{d} ffreehold & other th^{e} premises wth the appurtenances to th^{e} s^{d} Thomas Mathews his heyres & assignes to his or their owne proper use & uses in manner & forme as afores^{d} & specifyed ag̃st th^{e} s^{d} Henry Warren his heyres & assignes & euery of them shall warrant & for euer defend by these p^{r}nts. In wittnes whereof Wee haue interchangeably sett our hands & Seales this ffifth day of Octob^{r}, In th^{e} yeare one thows^{d} six hund^{d} Sixty Two. Henry Warren seale

Signed in th^{e} p^{r}nce of
Charles Caluert Henry Sewall.

Thomas Mathewes his Couen^{t} wth Charles Caluert Esq S^{t} Maries Hill

To all Christian poeple before whom these p^{r}nts shall come or any way Concerne, Know yee th^{t} I Charles Caluert of th^{e} County of S^{t} Maries Esq & Leiu^{t} Generall of th^{e} Prouince of Maryland, for diuerse good causes & consideraõns him thereunto moueing hath remised, released, & for euer quitt claymed, & by these p^{r}nts for himselfe & his heyres doth fully clearely & absolutely remise release & for euer quitt claime unto Thomas Mathewes of S^{t} Maries in th^{e} County of S^{t} Maries Gent^{n} in his full & peaceable posses^{n} & Seazin [p. 42] & to his heyres & assignes for euer all such right, estate, tytle, interest & demand whatsoeu^{r} as hee th^{e} s^{d} Charles Caluert had or ought to haue of in or to all th^{t} ffreehold of ffowre hund^{d} Acres more or lesse, Goeing by th^{e} name of S^{t} Maries Hill, Lying in S^{t} Maries County, Together wth all & euery part & parcell thereof wth th^{e} appurtãnces thereunto belonging. To haue & to hold all th^{e} s^{d} ffreehold and euery part & parcell thereof wth th^{e} appurtãnces thereunto belonging unto th^{e} s^{d} Thomas Mathewes his heyres & assignes to th^{e} only use & behoofe of th^{e} s^{d} Thomas Mathewes his heyres & assignes for euer, Soe th^{t} neyther th^{e} s^{d} Charles Caluert, nor his heyres, nor any other p^{r}son or p^{r}sons from him or them, or in his or their names, or in th^{e} right or steed of any of them shall or will by any way or meanes hereafter haue, claime, challenge or demand any Estate, right, tytle, or interest of in or to th^{e} premises or any part or parcell thereof, But from all & euery accõn, right, Estate, tytle, interest & demand of in or to th^{e} p^{r}mises, or any part or parcell thereof they & euery of them shall bee utterly excluded & barred for euer by these p^{r}nts, And allso th^{e} s^{d} Charles Caluert & his heyres th^{e} s^{d} ffreehold & other the p^{r}mises wth th^{e} appurtãnces to th^{e} s^{d} Thomas Mathewes his heyres & assignes, to his or their owne proper use & uses in manner & forme as afore specifyed ag̃st th^{e} s^{d} Charles Caluert, his heyres & assignes & euery of them shall warrant & for euer defend by these p^{r}nts. In

Liber B B wittnes whereof Wee haue hereunto sett our hands & Seales this 6th day of Octob^{r} 1662. Charles Caluert seale

In p^{r}nce of Henry Sewall Henry Warren.

Cecilius Absolute Lord & Prop^{r} of th^{e} Prouinces of Maryland & Aualon, Lord Baron of Baltemore &c: To John Nutthall Nicholas Gwyther & John Van Hack gent^{n} Greeting. Whereas Our Writt of Couen^{t} dependeth in Our Prouinciall Court Betweene Thomas Trueman gent^{n} & William Caluert Esq & Elizabeth his Wife of seauen hund^{d} Acres of Land in Caluert County called Buzards Iland & for a fine to bee thereof Leauyed betweene them before our Gouerno^{r} & Councell, in the s^{d} Court, according to th^{e} Law & Custome of this Prouince, And th^{e} s^{d} William Caluert & Elizabeth his Wife as wee are informed are soe weake th^{t} they are not able wthout greate danger of their Bodies trauaile to S^{t} Maries by th^{e} day contayned in th^{e} s^{d} writt to make th^{e} acknowledgm^{ts} w^{ch} are fitt to bee made in th^{t} behalfe, Wee tendring th^{e} Estate of th^{e} s^{d} William & Elizabeth in this behalfe haue gyuen yo^{w} or any Two of yo^{w} power to take th^{e} acknowledgm^{ts} w^{ch} th^{e} s^{d} William & Elizabeth will make before yo^{w} or any Two of yo^{w} of the premises, And therefore Wee command yo^{w} that goeing in p^{r}son to th^{e} s^{d} William & Elizabeth yo^{w} take their s^{d} acknowledgm^{ts} & when yo^{w} shall haue taken them, yo^{w} certify th^{e} same distinctly & plainely to th^{e} s^{d} Gouerno^{r} & Councell under yo^{r} seales or any Two of yo^{w}, That then th^{e} s^{d} ffine betweene th^{e} s^{d} parties of th^{e} p^{r}mises may bee Leauyed before th^{e} s^{d} Gouerno^{r} & Councell in th^{e} s^{d} Court, according to th^{e} Law & Custome of this Prouince, Sending to th^{e} s^{d} Court this writt. Wittnes Our Deare Brother Philip Caluert Esq Our Chancelo^{r} of Our s^{d} Prouince of Maryland this 21th August 1663. Philip Caluert

[p. 43]

The Execution of this Comis^{n} appeares in a certaine Schedule hereunto annexed from Elizabeth Caluert the 22th of August 1663.

John Nutthall Seale
Nich: Gwyther Seale

Command William Caluert Esq & Elizabeth his Wife that iustly &c: they keepe wth Thomas Trueman gent^{n} the Couen^{t} &c: of seauen hund^{d} Acres of Land called Buzards Iland, Lying & being in Caluert County &c:

And th^{e} Agreem^{t} is such th^{t} th^{e} s^{d} Will^{m} Caluert & Elizabeth his wife haue acknowledged th^{e} fores^{d} seauen hund^{d} Acres of Land wth th^{e} appurtãnces to bee th^{e} Right of th^{e} s^{d} Thomas Trueman as those w^{ch} th^{e} s^{d} Thomas hath of th^{e} gwift of th^{e} s^{d} William and Elizabeth his wife, And th^{e} same they haue remised and quitt claymed from them & their heyres to th^{e} afores^{d} Thomas & his heyres for euer, And further th^{e} s^{d} Will^{m} & Elizabeth haue graunted for them & their heyres that they will warrant to th^{e} afores^{d} Thomas & his heyres th^{e} afores^{d} seauen hund^{d} Acres wth itts appurtãnces ag̃st them the sd William & Elizabeth & their heyres for euer. And for this Recognic̄on, Remission, Quitt Claime ffine and Concord the sd Thomas hath gyuen unto the sd William & Elizabeth Six men Seruants. Liber B B [p. 44]

Willm Caluert Seale
Eliz: Caluert Seale

Taken & acknowledged by Eliz: Caluert
att St Michaells Mannor the 22th of August
1663, before vs,
John Nutthall Nicholas Gwyther.

Taken & acknowledged this 27 of August
1663 by Willm Caluert Esqꝫ before me
Charles Caluert

Capt John Norwood d̄d̄s writt āgst Anne Couell, accōn Case.

Wart to sheriffe Anarundell County to arrest &c: Ret. next Prou: Court 8° Septembr next.

Mr Attorney Grāll d̄d̄s writt āgst Thomas Hamond, Samuel Allcock, & Willm Dauies in the behalfe of the Rt honble the Ld Propr accōn Case.

Wart to sheriffe Anarundell County to arrest &c: Ret next Prou: Court 8 Septembr ut supra.

Writt Exiuit & signed by Robt Clarke Esqꝫ to arrest the Body of John Legatt minister, in an accōn of Complaynt for the Breach of an Act of Assembly here, 21 Aug. 1663

William Storke aged 39 yeares or thereabouts sworne this first day of May 1663, sayth uppon Oath.

That Mr ffrancis Dade comming out of England this last shipping in the Maryland Merchant, whereof is Master Capt Miles Cooke, & falling sick att Sea, In time of his sicknes hee called for this Depont, Desyring him to take notice, & beare in memory what his Last Will was, Wch Will was only Verball or Nuncupatiue in these words (as neare as hee this Depont can remember, or to the uery same effect) Vizt, That hee gaue all his whole Estate to his Wife And tht his Wife should haue the Tuition of his Children till they come to age, And tht shee should giue to his Children their seuerall portions, when as they should attaine to one & Twenty yeares of age, according to her discretion as shee should thinke fitt. After tht Mr Dade had declared thus much this Depont called Capt Miles Cooke unto [p. 45] him, And then the sd Mr Dade repeated the same words (or to tht effect) ouer againe in both their hearings, & further this Deponent sayth not. Willm Storke.

Sworne before me William Bretton.

Liber B B Cap^{t} Miles Cooke sworne th^{e} same day sayth.

That M^{r} Storke called him to M^{r} Dade Lying sick, And that M^{r} Dade made his Nuncupatiue Will in th^{e} same words (or to th^{e} same effect) as is aboue sett downe in M^{r} Storks Oath, & further sayth not. Miles Cooke.

Sworne before mee Will^{m} Bretton.

Thomas Notley merch^{t} d̄d̄s writt ag̃st ffrancis Bachelo^{r} accōn Debt to th^{e} ualew of 2000^{l} Tob & Cask.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prouinciall Court 8° Septemb^{r} next.

Thomas Notley merch^{t} pl̄f, &c: ffrancis Bachelo^{r} dēft.

The pl̄f declares ag̃st th^{e} dēft in an accōn of Debt for th^{t} whereas th^{e} s^{d} Bachelo^{r} in & uppon th^{e} 28th day of July last past did accept to pay unto th^{e} pl̄f Two Thows^{d} pownds of Tob & Cask, w^{ch} was due & oweing from th^{e} dēft unto th^{e} pl̄fs Attornat Robert Gowland, As by Bill bearing date th^{e} 20th day of January 1662 may appeare, And uppon demand of paym^{t} of th^{e} s^{d} Tob from th^{e} dēft by th^{e} pl̄f, Hee thereuppon accepted to pay th^{e} same unto the pl̄f, W^{ch} s^{d} summe of Tob. & cask afores^{d} th^{e} dēft doth neglect to pay unto th^{e} pl̄f, Wherefore th^{e} pl̄f Craueth Judgm^{t} of this hon^{ble} Court for th^{e} same & for his Costs of suite.

Henry Pennington recordeth his marke, (Viz^{t}) The Right eare swallow forced & a nick or small peice taken out of that eare, The Left eare ouer haled.

George Thompson Recordeth his Brand marke for horses, mares, & Cowes &c: (Viz^{t}) The fflower de Luce, burned

Josias ffendall Esqꝫ d̄d̄s writt ag̃st Anne Haggett Adm̄istrix of Humphrey Haggett Accōn Debt to th^{e} ualue of 20^{l} sterl.

[p. 46] War^{t} to sheriffe Charles County to arrest &c: Ret. next Prouinciall Court to bee holden att S^{t} Maries 8° Septemb^{r} next

Luke Barber d̄d̄s writt ag̃st James Lindsey accōn Debt

War^{t} to sheriffe Charles County &c: Ret ut supra.

Two war^{ts} exiarant ag̃st John Legatt minister for marying John Gee & Hen: Macdonall wthout Lycence &c:

Summons to sheriffe Charles County to warne Edmund Pinson to testify in caā Margery Battin ag̃st M^{r} Rob^{t} Slye.

Luke Barber d̄d̄s writt aḡst James Lewis accōn Case. Liber B B
Wart to sheriffe Charles County to arrest & Ret next Prouinciall Court ut supra.

Mrs Mary Bradnox d̄d̄s writt aḡst Richard Steeuans accōn Case.
Wart to sheriffe Kent County to arrest &c: Ret. ut supra.

Summons to sheriffe St Maries County to warne James Veitch to testify in caā Mathew Stone aḡst Joh Bogue.

Summons to sheriffe St Maries County to warne Willm Brook & Henry Pennington to testify in caā Wm Greene & G. Marshall

Richard Preston d̄d̄s writt aḡst Gabriel Gouldin accōn trespasse.
Wart to sheriffe Caluert County to arrest &c: Ret. ut supra.

Att a Court held att St Maries on Twesday 8° Septembr 1663.

Prnt Charles Caluert Esꝗ Gour
Philip Caluert Esꝗ Chancelor
Henry Sewall Esꝗ Secretr
} Mr Jerome White
Mr Baker Brooke

Richard Smith informes the Court tht Capt Thomas Manning did marry Willm Chaplin & Mary Richardson, wthout eyther Lycence or publicaōn made, sometime in August last, Contrary to Act of Assembly in tht Case Prouiding.

Vppon certaine urging & pressing occasion The Court adiorned by the Gour till to morrow morning 8 a Clock.

Wednesday 9° Septembr 1663.

All prnt as yesterday & } Mr Robt Clarke
Mr John Bateman.

To all Christian Poeple, To whom these prnts shall come or any [p. 47] way may concerne, Know yee tht Mathew Stone of Caluert County in the Prouince of Maryland Gentn, ffor a ualuable Consideraōn allready receaued, wherewth he rests himselfe well contented & payd haue remised, released, and for euer quitt claymed, And doth hereby for himselfe & his heyres fully clearely & absolutely remise, release, & for euer quitt Claime unto Richard Hall in his full & peaceable possesn & Seazin, & to his heyres & assignes for euer all such Right, Tytle, Interest & demand whatsoeur as hee the sd Mathew Stone had or ought to haue of in or to That Parcell of Land (by uertue of his Lps Pattent or Graunt) Being an Island, & Lying in Patuxt Riuer

Liber B B about Three miles aboue St Leonards Creeke, & Called the Iland, Contayning ffifty Acres by Suruey more or lesse, Wth all & Euery part & parcell thereof wth the appurtãnces thereto belonging. To haue & to hold the same unto him the sd Richard Hall his heyres & assignes for euer, Yeilding & paying yearely according as is specifyed in the sd Graunt one shilling in money sterl to the Ld Propr & his heyres, Soe tht neyther hee the sd Mathew Stone, nor his heyres, nor any by from or under him or them shall or may haue or challenge any Right or Tytle in or to the sd Iland, or any part or parcell thereof: But shall bee hereby excluded & barred by uertue of these prnts for euer. In wittnes whereof the sd Mathew Stone hath hereunto putt his hand & Seale this Eigth day of Septembr 1663.

Signed & Sealed in the prnc of Mathew Sazin Seale
John Harwood John Metcalfe.

This Day came Mathew Stone & acknowledgeth Deliuery & Seazin of the afore specifyed Land being an Iland unto Richard Hall & his heyres & assignes in open Court
Willm Bretton/

Know all men by these prnts tht I Robert King mariner of London doe appoynt & ordaine my louing & trusty ffreind Mr Nicholas [p. 48] Gwyther of the Prouince of Maryland my true & lawfull Atturney for mee & in my name for mee & in my name to demand sue for, recouer and receaue all & Euery Debt or sum̃es of Tob. unto mee due. And doe allso giue unto my sd Attorney my whole power & authority uppon the receipt of any such Debts to giue acquittances or discharges for mee & in my name, as lawfully done by mee & for my use, as wittnes my hand this 28th day of Aprill 1663 Robert R King
Wittnes Edward Pearce Edward Attwood. his marke.

Vid. Lib 1662 fol. 1176

Vid. infra fol. 57 & fol. 114

Robt King pr
Attor: Ni: Gwyth } plf
Willm Greene dēft

The plf demandeth of the dēft according to Order last Prouinciall Court 1900l & Cask, wch cause was then Respited the dēfts Wife then alleaging tht shee had a discharge for tht Debt, & thereuppon brought the same now, & shewed it in Court, Wch sd discharge was scrupled by the Board the plf alleaging tht the same was forged by her as hee is able to proue.

George Marshall sayth uppon oath tht a Seruant Boy of Elizabeth Greenes did acknowledge to him tht hee writt the Receipt or discharge now produced in Court, & told this Depont further tht it would stand in noe force, And tht shee caused him to write it.

Willm Ashbishton sayth uppon oath that comparing this writing or Receipt wth other the Boys writings, hee really belieues this to bee the Boys owne writing.

William Brooke in ditt. sayth uppon Oath tht the Boy being taxed by him, whither this Receipt was his writing or not, hee told him tht hee could not deny it. Liber B B

Wart to sheriffe St Maries County to fetch the Boy.

To the honble the Gour & Councell the Petn of Robt Slye Attorney of Willm Clements, Adm̄istrator to Samuel Smith Deceased, Humbly Sheweth

That whereas Capt Willm Battin contracted a Debt wth Willm Clements to the ualue of Two Thowsd pownds of Tob & Cask, & Eight hundd pownds thereof yett unsatisfyed, was assigned by the sd Willm Clements to Samuel Smith, yor Petr as adm̄istrator to the sd Smith humbly Craues order a͞gst Mrs Margery Battin Adm̄istr̄ix to her Deceased husband for the sd Debt & hee shall as in duty bound Pray.

Willm Clement pr Att:
Robert Slye pl̄f
Margery Battin d̄eft
pr Attor: Tho: Lomax

The d̄eft produceth a lr̄e of Attorney from Mrs Battin to Capt. ffendall & another from Capt ffendall to himselfe, authorizing him his Attorney, & both recorded in Charles County, And soe attested by tht Clerk, And thereuppon Confesseth Judgmt to the pl̄f according to his demand, for Eight hundd pownds of Tob. [p. 49]

Mr Attorney Gr̄all pl̄f
Robert Macklin d̄eft

Whereas Robt Macklin att the last Prouinciall Court was bound ouer to this Court to answere what should bee Layd to his charge uppon Suspition of Theft, And Thomas Sweetlad who was charged to giue euidence a͞gst the sd Macklin being since drowned, & noe one appearing to declare a͞gst him, The d̄eft is dismissed wthout day.

To the honble the Gouernor & Councell of the Prouince of Maryland.

The humble Petn of Margery Battin Adm̄istr̄ix to her late deceased husband Capt. Willm Battin, Sheweth

That Mr Samuel Smith Deceased stands indebted by Bill unto yor Petrs late Deceased husband 300lt Tob & Cask for wch yor Petr humbly craues yor honrs to graunt her order a͞gst Mr Robt Slye the adm̄istrator of the sd Mr Smith for the sd Debt, & shee shall as in duty bownd pray &c:

Margery Battin pl̄f
Mr Robt Slye d̄eft

The pl̄f demands as in her Petn Three hundd pownds of Tob & Cask, & the d̄eft confesseth Judgment for the same.

Liber B B To the honble the Gour & Councell for the Prouince of Maryland.

The humble Petn of Josias ffendall & Robt Hundley Adm̄istratoᵣs to the Estate of Christopher Russell Deceased, Sw̄eth

That whereas Samuel Smith Deceased stands indebted to the sd Christopher Russell the summe of ffourteene hundd Pownds of Porke Yor Petrs therefore humbly craues yor honrs to grant them order aḡst Mr Robt Slye Adm̄istrator of the sd Smiths Estate & they shall as in duty bownd pray &c:

Josias ffendall }
Robt Hundley }
pl̄fs }
Robt Slye dēft } The pl̄fs sue as in their Petn for 1400l of Porke, And the dēft confesseth Judgmt for soe much to the pl̄f.

Thomas Nottley pl̄f. }
Willm Price undertaker }
for Hannah Lee deft } The pl̄f Declares aḡst the dēft in an accōn of Debt & demandeth tht the dēft doe forthwth pay unto the pl̄f the iust quanty of Twelue Thowsd Two hundd Twenty & Two pownds of Tob & Cask according to the tenor of one obligaōn bearing date the 14th day of March 1661 whereby the dēft together wth Christopher Russell now Deceased became Joȳtly & seuerally bownd as undertakers in the behalfe of the aforesd Hannah Lee to prforme the same. And [p. 50] allthough the dēft hath bene often time requyred & intreated to discharge the sd obligaōn, yett hee still hath, & yett doth refuse to satisfy the same, Wherefore the pl̄f prayeth Judgmt of this honble Court aḡst the dēft for the sd Debt & for costs of suite. Hannah Lee the Imployer of Willm Price deft acknowedgeth the ballance of the pl̄fs account, being Three Thowsd seauen hundd thirty & fowre pownds of Tob & cask. Ordered tht the pl̄f recouer accordingly.

Thomas Lomax the Attorney of Mrs Margery Battin Came this Vid fol. 49 day & acknowledgeth in open Court tht hee hath receaued of Mr Robt Slye the Adm̄istrator of Samuel Smith Three hundd pownds of Tob. & Cask, according to an Order of Court this day had & obteyned for soe much.

Robert Slye the Adm̄istrator of Samuel Smith came this day & acknowledgeth in open Court to haue receaued full satisfaction from Mrs Margery Battin Adm̄istr̄ix of her husband Wm Battin Deceased Six Thowsd ffiue hundd pownds of Tob, due to the Estate of the sd Samuel Smith, according to an order of the Prouinciall Court passed in Octobr last.

Thomas Lomax the Attorney of Mrs Margery Battin came also this day & acknowledgeth in open Court to haue receaued of Mr Robt Slye the Adm̄istrator of the Estate of Samuel Smith full Satisfaction for Two mares & a Colt & Two hund^{d} pownds of Tob, due to th^{e} s^{d} Margery Battin as Adm̄istratrix to her husband Will^{m} Battin Deceased, according to an Order had and obteyned last Prouinciall Court for soe much. Liber B B

George Marshall pl̄f William Greene dēft	The pl̄f being thrice called & not appearing, Is thereuppon nonsuited.
Robert Kedger pl̄f Richard Hackworth dēft	The pl̄f being called & not appearing, is thereuppon nonsuited.
James Jolley pl̄f John Abington dēft	The pl̄f being thrice called & not appearing, is allsoe nonsuited.
Mathew Stone pl̄f John Bogue dēft	Retracted.

Know all men by these p^{r}nts th^{t} I James Neale Esqꝫ haue made ordayned constituted deputed & appoynted, & doe by these p^{r}nts make ordayne constitute depute & appoynt my louing ffreind ffrancis Jackson gent^{n} to bee my true Lawfull & certaine Attorney, for mee & in my name steed & place to ask demand Leauy recouer & receaue all such sum̄e or summes of money or Tob as are due to mee from any [p. 51] p^{r}son or p^{r}sons whatsoeu^{r}, whither inhabiting in this Prouince or ells where, Gyuing & by these p^{r}nts graunting unto my s^{d} Attorney full power & authority to sue arrest condempe imprisone or impleade all or any of my s^{d} Debtors, & out of prison againe to release & sett ffree: & to make seale & signe acquittance or acquittances, or any other lawfull discharge, Ratifying confirming affirming & allowing of any lawfull act or thing my s^{d} Attorney shall doe in or about th^{e} p^{r}mises, as if I my selfe were there & did th^{e} same. In wittness whereof I haue hereto putt my hand & Seale this 22th day of August 1663. James Neale Seale

Sealed & signed in th^{e} p^{r}nce of Vs,
James Neale Direck Timisse
Henry Neale

To the hon^{ble} the Gou^{r} & Councell of State in Maryland

The humble Pet^{n} of Cap^{t}. James Neale Sheweth.

That Cap^{t} Miles Cooke did goe aboard th^{e} ship S^{t} George of Baintry, & tooke away out of th^{e} s^{d} ship a Chest full of goods, & seuerall other goods as yo^{r} Pet^{r} can make appeare, & hauing demanded satisfaction of th^{e} s^{d} Cooke as yett hee can gett noe remedy therein.

The premises considered yo^{r} Pet^{r} humbly Craueth order of this Court th^{t} th^{e} s^{d} Miles Cooke may restore th^{e} s^{d} goods, or th^{e} full ualue thereof wth th^{e} Court charges, & yo^{r} Pet^{r} shall euer pray &c:

James Neale.

Liber B B George Thompson aged 25 yeares or thereabouts sworne & Examined in open Court, Sayth uppon Oath, That hee was commanded by the then Gouernor Josias ffendall to permitt noe prson or prsons whoseur eyther in Boate or Canow uppon any tearmes to come on board the St George unlesse by speciall wart from him or the Secretary under their hands they be authorized soe to doe, And tht hee further requyred mee tht if such prson or prsons, not soe authorized as foresd shall presume (after notice by mee gyuen to keepe of) to continew their Resoluōns to come on board, that then I should use my utmost endeauor by force of Armes to keepe them from on board the sd ship, as will appeare by Commisn to me & Henry Heylin graunted bearing date the 5th of June Año 1659, Whereuppon I the sd Thompson demanded of the then Gouernor & Secretary whither I should debarre Miles Cooke then Viz or Reare admirall of Maryland to come on board wthout being lycensed as aforesd & both of them replyed tht I should not debarre him, but all other prsons, And further doe declare tht the sd Cooke did come aboard, & out of the [p. 52] Rownd howse wch hee formerly had nayled up (wch neyther the Gouernor nor secretary uppon their right thereof caused to bee broken up, nor did breake open) tooke a locked Chest, & what was therein is unknowne to mee & euer was. Whereuppon I the sd Thompson Commanded the men then left under my Command to handle their Armes & oppose the sd Cooke & his men in their intentions, Wch command they would not obey, but were more ready to assist the sd Cooke & his men ag̅st mee the sd Thompson the then Commander & Guarder of the sd ship. All wch I the sd Thompson did declare unto the then Gouernor & Secretary as soone as I saw them on Board after it hapned. All wch I doe hereby declare to bee the truth, according to the best of my Remembrance wth out feare, fauor, or affection of any prson or prsons whatsoeur. As wittnes my hand

Jurat in Curiā Willm Bretton. George Thompson

Coll George Waters pl̄f } The pl̄f by his Attorney James Neale, sueth
Capt Miles Cooke dēft } as in his Petn. Ordered tht this Cause bee respited till the next Prouinciall Court after Capt Cookes arryuall in this Prouince

Capt Thomas Cornwalyes plf } Writt Ret. Non Est inuentus.
Coll Nathaniel Vtye dēft }

To the honble the Gouernor & Councell of State in Maryland.

The humble Petn of Capt James Neale Sheweth

Whereas Hugh Lee deceased did owne unto Dauid Abercrumbee deceased whose adm̄istrator yor Petr is the sum̄e of Eight hundd pownd weight of Tob & cask, Yor Petr humbly craueth order of this

Court th^{t} Hannah Lee adm̄istratrix to her s^{d} Deceased husband may pay th^{e} s^{d} Tob, wth Charges of Court. And yo^{r} Pet^{r} shall pray &c: Liber B B

James Neale pl̄f }
Hannah Lee dēft } The dēft denyeth all what th^{e} pl̄f alleageth in his Pet^{n}, And therefore prayeth th^{t} th^{e} pl̄f proue his demand. The pl̄f not hauing Bill for his s^{d} Debt from th^{e} Deceased, nor th^{e} Adm̄istratrix, The dēft Craueth th^{e} Benefitt of th^{t} Act for paym^{t} of Debts uppon Dead mens Estates, wthout Bond or Spcialty. Thereuppon Ordered th^{t} th^{e} pl̄f bee Nonsuited.

To the hon^{ble} the Gou^{r} & Councell of this Prouince. [p. 53]

The humble Pet^{n} of Rich: Collett sheweth

That whereas yo^{r} Pet^{r} is authorized & impowred by uertue of a lr̄e of Attorney grāll to receaue what Debts can be made appeare due unto M^{r} Raymond Staplefort merch^{t} & whereas by Bill John Tucker stands indebted unto th^{e} s^{d} Staplefort in th^{e} full & iust summe of Three Thows^{d} one hund^{d} seuenty & Two pownds of Tob & cask due uppon all demands, The w^{ch} notwthstanding yo^{r} Pet^{r} hath demanded yett noe Tobacco hath receaued, Wherefore yo^{r} Pet^{r} most humbly Craueth order for th^{e} s^{d} Debt wth Court charges & costs of suite & yo^{r} Pet^{r} shall euer pray &c:

Bee it knowne unto all men by these p^{r}nts th^{t} I Raymond Staplefort of Maryland merch^{t} haue made assigned, ordayned authorized, deputed & appoynted, & in my place by these p^{r}nts haue putt my ffreind M^{r} Richard Collett of Maryland Sheriffe my true & lawfull Attorney, for mee & in my name & steed, & to my use to aske, Leauy & demand all such quan^{ties} of Tob as are due & owing unto mee th^{e} s^{d} Raymond Staplefort, eyther by Bill, bond or accompt, or by any other way or meanes whatsoeu^{r}, Gyuing unto my s^{d} Attorney atthority to pleade, arrest, attatch & imprisone or cause to condemne & out of prison to release, Likewise to deliuer lrēs of acquittance & other discharges, in my name to finish & conclude all Lawfull & reasonable Act or Acts whatsoeu^{r} as to him my s^{d} Attorney shall seeme expedient or effectuall as if I were p^{r}sonally p^{r}nt. In wittnes whereof I haue hereto sett my hand & Seale this Twenty Seuenth day of May in th^{e} yeare of Our Lord One Thows^{d} six hund^{d} sixty Three

Wittnes p^{r}nt Raymond Staplefort Seale
Josamus Dixfus Joseph Winslow.

Raymond Staplefort pl̄f }
John Tucker dēft } The Attorney produceth th^{e} dēfts Bill, for 3172^{t} Tob & cask, in open Court. The dēft alleageth & sayth that hee neuer receaued of M^{r} Staplefort th^{e} full Consideraōn for what th^{t} Bill was passed, & bringeth negatiue depos^{ns} to proue th^{e} same. The pl̄f urgeth for his Bill, And th^{e} dēft confesseth that is his owne Bill, & signed by himselfe Vid. fol. 113 & 114. [p. 54]

Liber B B Ordered th^{t} th^{e} pl̄f Recouer, And th^{t} th^{e} dēft pay unto th^{e} pl̄f Three Thows^{d} One hund^{d} seauenty Two pownds of Tob & Cask according to his s^{d} Bill.

Thomas Winne pl̄f } Neyther appearing, Dismissed.
Vincent Attchison dēft }

Know all men by these p^{r}nts th^{t} I ffrancis Bachelo^{r} of Charles County in th^{e} Prouince of Maryland doe bind my selfe my heyres Adm̄istrato^{rs} & assignes unto Thomas Simpson of S^{t} Maries County & Prouince afores^{d} his heyres adm̄istrato^{rs} & assignes in th^{e} full sum̄e of One hund^{d} pownds Sterl. of Lawfull money of Engl^{d} to bee payd th^{e} s^{d} Thomas Simpson his heyres or assignes uppon th^{e} non p^{r}formance of this following Condicōn as wittnes my hand the twentith day of Octob^{r} 1662.

The Condicōn of this Obligaōn is such th^{t} whereas th^{e} s^{d} ffrancis Bachelo^{r} standeth indebted unto Thomas Simpson in the sum̄e of ffifty pownds sterl. of Lawfull money of Engl^{d} to bee payd th^{e} s^{d} Simpson his heyres or assignes by Bills of Exchange att London, And th^{e} s^{d} Bills to bee payd wthin Seauen dayes sight after th^{e} Receipt thereof, & doth promise to deliuer to th^{e} s^{d} Simpson these Bills of Exchange att or uppon th^{e} twenty fiue day of ffebruary next after th^{e} date hereof, And th^{e} s^{d} Bachelo^{r} shall tender him such Bills as th^{e} s^{d} Simpson shall like of, And uppon Deliuery of those Bills this Bond to bee deliuered in to th^{e} s^{d} Bachelo^{r} or his heyres & assignes, & to bee null & uoyd & of none effect, or ells to stand in full force & uertue, as wittnes my hand & Seale ffran: Bachelo^{r} Seale

Test Zachary Wade
Humph: Haggett John Lewger.

Thomas Simpson pl̄f } The pl̄f declareth a͞gst th^{e} dēft in an accōn
ffrancis Bachelo^{r} deft } of Debt, & demandeth th^{t} th^{e} dēft pay unto th^{e} pl̄f th^{e} full sum̄e of One hund^{d} pownds sterl. of Lawfull money of England due & oweing to th^{e} pl̄f from th^{e} dēft, as may appeare by one obligaōn under th^{e} dēfts hand & Seale Bearing date th^{e} 20th day of Octob^{r} 1662, may (Relaōn being thereunto had) more fully appeare. The w^{ch} became due unto th^{e} pl̄f from th^{e} dēft uppon none [p. 55] p^{r}formance of th^{e} Condicōn of th^{e} aboues^{d} obligaōn, The w^{ch} the pl̄f hath often demanded of th^{e} dēft to p^{r}forme, But hee utterly neglected & refused th^{e} same to doe, wherefore th^{e} pl̄f prayeth Judgm^{t} a͞gst th^{e} dēft from this hon^{ble} Court for th^{e} s^{d} one hund^{d} pownds sterl. & for Costs of suite.

To w^{ch} the dēft sayeth, That that Bond is his owne hand writing, But not his Act & Deed, Alleaging wthall th^{t} allthough hee signed th^{t} Bond, yett th^{t} Bond was not deliuered by him to th^{e} pl̄f as his Act & Deed.

Zachery Wade gent^{n}, one of th^{e} wittnesses, deposed sayth, That hee wittnessed this Bond, And to th^{e} best of his Remembrance th^{e} dēft signed it in his presence. Liber B B

John Lewger gent^{n} Deposed sayth the same, And further th^{t} dēft signed this Bond, & Sealed it also in his p^{r}nce, And moreou^{r} told him this Depon^{t} th^{t} it was for th^{e} use of Thomas Simpson.

The Judgm^{t} of th^{e} Board is, The Bond forfeited.

To the hon^{ble} the Gou^{r} & Councell of Maryland.

The humble Pet^{n} of Anne Hammond the Adm̃istratrix of John Hammond.

Sheweth That James Veitch is indebted unto yo^{r} Pet^{r} th^{e} sum̃e of 2000^{l} of Tob & cask, for a woman seru^{t} bought by th^{e} s^{d} Veitch of yo^{r} Pet^{rs} Deceased husband, Wherefore shee humbly Craueth order of this hon^{ble} Court for th^{e} s^{d} 2000^{l} Tob & Costs of suite, And shee shall pray &c:

Anne Hamond pl̄f }
James Veitch dēft } The pl̄f sueth as in her Pet^{n} for 2000^{l} Tob, the price of a woman Seru^{t}. The dēft owneth th^{t} hee had a woman seru^{t} of John Hammond a little before his decease, But sayth th^{t} hee hath allready payd for her, & produced an acc^{t} in Court intending thereby, if not to ballance, att least to cutt or stop most part of th^{e} pl̄fs demand, W^{ch} acc^{t} not being admitted the dēft then further alleageth th^{t} hee hath Bills of th^{e} Pl̄fts, w^{ch} hee hath not now by him, whereby to satisfy th^{t} demand, And thereuppon Craues Respite till next Prouinciall Court, w^{ch} was graunted by th^{e} Board.

Leiu^{t} Co^{ll} John Jarbo, att th^{e} instance of th^{e} pl̄f sayth uppon Oath That on the 14th day of ffeb. last past, James Veitch bought a mayd Seru^{t} of M^{r} Hammond, And hee th^{e} s^{d} Veitch promised th^{e} s^{d} Hammond goods att Patux^{t}, And desyred him to make hast & come whillst goods were to bee gotten, And this Depon^{t} understood that those goods soe promised to bee deliuered were towards the paym^{t} for th^{t} mayd seru^{t}.

Will^{m} Boreman pl̄f }
Vincent Attchison dēft } None appearing th^{e} Cause dismissed. [p. 56]

Elizabeth Bedlow pl̄f }
Walter Waterlin dēft } Dismissed.

Will^{m} Boreman pl̄f }
Tho: Gerard Esqꝫ dēft } Dismissed.

To the hon^{ble} the Gou^{r} & Councell of Maryland.

The humble Pet^{n} of George Marshall Sheweth

Liber B B That whereas Willm Greene hath had a Seruant of yor Petrs for two yeares past, working in a Crop of Corne & Tob, During wch time hath noe accompt for his sd serut from the sd Willm Greene, Yor Petr therefore humbly desyreth tht yor sd Petr may haue satisfaction for his sd seruants labour for the sd two yeares or a true accompt thereof from the sd Wm Greene. And yor Petr shall pray &c:

George Marshall pl̃f } The dēft denyeth tht hee eyther had or now
Willm Greene dēft } hath any such Serut of the pl̃fs, as is alleaged by the pl̃f in his Petn, And therefore desyreth tht hee may proue the same.

Anthony Welch (the seruant now question) being demanded of the Court where hee lyued, Sayth That hee lyued euer since hee was assigned ouer by Roger Isham wth his Dame Potter.

Willm Brooke Sworne in ditt: sayth That according to a Condic̄on (wch hee now sheweth in open Court) Anthony Welch was to haue a share of the Crop in Āno 1661.

Marks Pheypo sayth that in Āno 1661 Ten Thowsd pownds of Tob & thirty Barrells of Corne & upwards was made of the Crop that yeare.

Vid order. Infra 111. Retracted. James Hoosey sayth tht hee heard Willm Greene say tht hee made soe much, But knoweth noe further.

The Court Adiorned for two howres.

The Court mett againe, All prnt as afore.

To the honble the Leiut Grāll & Councell of Maryland.

The humble Petn of Luke Barber Sheweth.

That there is a Bill of One Thowsd pownds of Tob, Whereby James Lindsey is indebted to yor Petr wth a Receipt on the back side thereof a part payd, And yett yor Petr neuer Receiued pownd, nor could euer yett gett an accompt of it. The premises considered yor Petr humbly prayes tht the sd James Lindsey may bee ordered to pay the full summe of One Thowsd pownds of Tob, or make appeare how & to whom hee hath payd any part for yor Petrs use, And soe ordered tht hee satisfy the Remainder. And yor Petr shall pray &c:

[p. 57] Dr Luke Barber pl̃f } The dēft denyeth not his Bill, But sayth tht
James Lindsey Dēft } hee hath payd one hogshead of Tob. towards it.

John Lumbrozo sayth uppon Oath That hee demanded this Bill of Mr James Lindsey & Mr Lindsey told him tht hee had allready payd one hogshead of Tob. uppon that Bill to James Lewis, who had power from Dr Barber to receiue it, And tht it was endorsed on the Back side of the Bill what the sd Lewis receaued from him.

And the Bill being produced, Endorsed thus.

Rec^{d} in part of this Bill Three hund^{d} ninety fiue pownds of Tob & Cask. I say Rec^{d} by mee this first march 1662 p^{r} me Liber B B

The marke of
James IL Lewis

Ordered that th^{e} Dēft satisfy & pay to th^{e} pl̄f six hund^{d} and fiue pownds of Tob & Cask, the Remainder of th^{e} s^{d} Bill. Vid fol. 228

Elizabeth Greene her seruant Boy (named Richard Joanes) being called, who was sent for to th^{e} Court, acknowledgeth that hee writt that discharge produced by his mistresse, And that his mistresse dictated unto him what hee should write, And that none of those named there as wittnesses, nor any other p^{r}son were present, saue only his mistresse and himselfe, when shee caused him to write th^{e} same. Vid. supra fol. 48. & infra fol. 114.

Ordered by th^{e} Board th^{t} this busines bee put to a Jury.

War^{t} to th^{e} sheriffe to impanell a Jury of 12 men forthwth.

Sheriffe Ret. his warr^{t} & warned 13 (Viz^{t})

fforeman
Thomas Notley
W^{m} Caluert Esqꝫ
John Abington
Will^{m} Hatton
Thomas Dent
Thomas Bennett
ffrancis Mogge
Henry Hide
Tho: Wentworth
W^{m} Lawrence
John Lumbrozo
Tho: Lomax
Peter Mills

The Receipt produced by Elizabeth Greene is as followeth, And shee further sayth, th^{t} shee fownd this Reciept amongst her husband Potters papers, as M^{r} John Metcalfe is able to testify. And M^{r} John Metcalfe being thereuppon called Declareth in open Court th^{t} hee neuer saw that Paper amongst her husbands writings, as is alleaged, in all his life.

Receiued the 3 of March 1659

Bee it knowne unto all men by these p^{r}nts th^{t} I Teagar Winn haue receaued of Henry Potter ffowre hogsheads of Tob, weighing neate 1-6-9-2 & 3 flitches of Bacon w^{ch} came to 2 hund^{d} 30-9, w^{ch} I receiued as an Atturney of Robert Kings for his use, in full satisfaction for a mayd seruant w^{ch} the wife of Henry Potter past her Bill, the Bill being taken by th^{e} Duncarke. The sum̄e of th^{e} s^{d} Bill 1-9-3-1. [p. 88]

Henry Linton Daniel Spencer Teagar Win × his marke.
Heniry Dosen his marke.

Jury Returnes their Verdict Endorsed on th^{e} s^{d} Acquittance (Viz^{t}) The Jury finds th^{t} th^{e} discharge written on the other side is insufficient & noe acquittance in th^{e} Case. Thomas Notley.

Whereuppon It is ordered by th^{e} Board that the dēft pay & satisfy unto th^{e} pl̄f th^{e} Tobacco Demanded being ninteene hund^{d} pownds of Tob. & Cask, Together wth all Costs & Dam̄ages. Vid Lib. 1662, fol. 1176. Vid fol. 216.

Liber B B To the hon^{ble} the Gouerno^{r} & Councell of Maryland.

The humble Pet^{n} of Will^{m} Whittle Sheweth.

That whereas one John Horne att a Court held att New Towne the 25th Octob^{r} 1659, against yo^{r} Pet^{r} who marryed wth th^{e} Adm̄istratrix of one Thomas Williams in Virginia obtayned an order for 645$^{\text{ł}}$ Tob & Cask wth forbearance & Costs of suite Conditionally th^{t} yo^{r} Pet^{r} should produce a Quietus Est, by th^{e} Last of Decemb^{r} then following, uppon th^{e} s^{d} Estate, or else to pay th^{e} afores^{d} Tob, W^{ch} yo^{r} Pet^{r} endeauoured to doe, But by reason of th^{e} Crosnes of winds & weather could not p^{r}forme wthin th^{e} time limitted by th^{e} afores^{d} order of Court, ffor w^{ch} reason yo^{r} Pet^{r} was constrayned to pay th^{e} afores^{d} Tob, though th^{e} Adm̄istratrix of th^{e} s^{d} Williams had order by a Court of Virginia for her Quietus est long before. Wherefore yo^{r} Pet^{r} Craues releife ag̃st th^{e} s^{d} Horne & humbly Craues th^{t} yo^{r} hon^{rs} would graunt him order th^{t} th^{e} s^{d} Horne shall repay back th^{e} Tob to yo^{r} Pet^{r} wth Costs of suite And hee shall pray &c:

Att a Court held att New Towne for th^{e} County of S^{t} Maries
the 25th of Octob^{r} 1659

P^{r}nt Philip Caluert Esqꝫ Secret^{r}
M^{r} Rob^{t} Slye | Co^{ll} W^{m} Euans | M^{r} W^{m} Barton — M^{r} Rich: Willan | M^{r} Tho: Mathews — Comis^{rs}

To th^{e} wor$^{\text{ł}}$ th^{e} Commis^{rs} of th^{e} County of S^{t} Maries.

The humble Pet^{n} of John Horne Sheweth.

That whereas th^{e} Estate of Thomas Williams is indebted to your [p. 89] Pet^{r} th^{e} sum̄e of 645$^{\text{ł}}$ of Tob & Cask, as by Bill appeareth, And whereas Will^{m} Whittle of New Towne hath lately marryed th^{e} Relict & former Wife of Thomas Williams afores^{d}, & is now possest of th^{e} s^{d} Williams Estate, Yo^{r} Pet^{r} humbly Craueth order for th^{e} s^{d} Debt from th^{e} s^{d} Whittle wth 144$^{\text{ł}}$ Tob Charges for forbearance & Cost, & yo^{r} Pet^{r} shall pray &c:

Vppon w^{ch} Pet^{n} The Court doth order th^{t} Will^{m} Whittle who marryed th^{e} Relict, Widow of Thomas Williams, Produce a Quietus est uppon th^{e} estate of th^{e} s^{d} Thomas Williams by th^{e} last of Decemb^{r} next, or pay unto th^{e} pl̄f six hund^{d} fowrty fiue pownds of Tob. & Cask wth forbearance & Court Charges, else execūon.

Know all men by these p^{r}nts th^{t} I John Edmondson haue ordayned in my stead & place putt & constituted my honest ffreind Rich: Collett to bee my true & lawfull Attorney for mee & in my name & for my use to aske & sue to receaue of all & euery p^{r}son or p^{r}sons whatsoeu^{r} all summes & debts of Tob. w^{ch} are or shall bee due unto mee John Edmondson, or any other w^{ch} hath imployed mee, Gyuing unto my s^{d} Attorney by these p^{r}nts my full & whole power & authority in & about th^{e} premises, & for such Debts or sum̄es of Tob as afores^{d} to giue acquittances or a Discharge for my use, or in my name, And to Act in th^{e} Law, whatsoeu^{r} shall bee needfull or necessary about th^{e} premises for th^{e} Recouery of any such Debts as shall bee due unto th^{e} afores^{d} Edmondson, or his Intrust, & in my name to exequute & p^{r}forme as fully as if I my selfe were p^{r}sent, Ratifying & allowing & holding firme & stable whatsoeu^{r} my s^{d} Attorney shall Lawfully doe, or cause to be done in or about th^{e} Exequũon of th^{e} same by uertue of these p^{r}sents. In wittnes hereof I haue sett my hand this 4th day of the month called August 1663. John Edmondson Liber B B

Testis ffrancis Riggs.

Will^{m} Whittle pƚf
John Edmondson dēft
Att: John Horne

The pƚf Declareth & sueth prout in Pet^{n}, And further produceth Two orders of Court in Virginia, (Viz^{t}) Año 1655, & Año 1656

Att a Court held for Nansamond the 14th January 1655

P^{r}nt Cap^{t} Thomas Godwin
M^{r} Thomas Dauis
M^{r} Rob^{t} Lawrence
M^{r} Peter Mountague
M^{r} Thomas ffrancis
Commis^{rs}

Whereas Thomas Williams Deceased is indebted unto John Horne merch^{t} p^{r} Bill dated th^{e} 2^{d} of Aprill 1654 the sum̄e of six hund^{d} ffowrty fiue pownds of Tob. & Cask, It is ordered th^{t} th^{e} s^{d} debt shall be satisfyed out of th^{e} Estate of th^{e} s^{d} Williams

Vera Copia test John Learch
Cle: Cur.

Att a Court held for Nansemond 10th June 1656. [p. 90]

P^{r}nt Co^{ll} Thomas Dewe Esqꝫ
Cap^{t} Tho: Godwin
Cap^{t} Lawrence
M^{r} W^{m} Denson
M^{r} Tho: ffrancis
Com̄is^{rs}

Whereas Susanna Williams th^{e} Relict & Adm̄istratrix of the Estate of her husband Tho: Williams Deceased, hath exhibited an account to this Court, wth discharges for th^{e} same That shee hath payd more then the Estate mentioned, Therefore the Court hath thought fitt, & ordered th^{t} shee shall haue Order graunted her for Quietus est, Excepting th^{e} order w^{ch} was graunted to Rich: Bennett Esqꝫ ag̅st th^{e} s^{d} Estate for an Extent ag̅st th^{e} Land.

Vera Copia Test John Leach.
Cler. Cur.

By w^{ch} Orders it appeareth th^{t} th^{e} pƚfs Wife had order for her Quietus est, uppon her former husbands Estate, Whereuppon hee prayeth th^{t} th^{e} order of New Towne bee reuersed the pƚf prouing in Court th^{t} hee endeauoured as far as in him Lay, to comply wth what hee was enioyned to p^{r}forme by uertue of th^{t} Order.

Liber B B Ordered thereuppon th^{t} th^{e} s^{d} Judgm^{t} bee reuersed, And that M^{r} John Horne, or his Attorney here for him, Repay back the Tob. recouered by uertue of th^{e} s^{d} order att New Towne unto the pl̄f.

Thomas Symonds pl̄f
Thomas Courtney dēft } Dismissed

Will^{m} Harper pl̄f
John Dodson dēft } Retracted.

To the hon^{ble} th^{e} Gouerno^{r} & Councell of Maryland

The humble Pet^{n} of Edward Harwood Humbly Sheweth

Harwoods lr̄e of Atturney uid. infra fol. 93 here in itts place omitted.

That whereas Elizabeth Wife unto Will^{m} Greene hath grossly abused yo^{r} Pet^{rs} Wife, in calling her whore; And Likewise saying th^{t} shee would proue her to bee a whore. Yo^{r} Pet^{r} therefore humbly desyreth to haue redresse of th^{e} scandall cast uppon yo^{r} Pet^{rs} Wife: or cause th^{e} s^{d} Elizabeth to proue th^{e} Defamaōn cast uppon yo^{r} Pet^{rs} s^{d} Wife. And yo^{r} Pet^{r} shall pray &c:

Edward Harwood pl̄f
Elizabeth Greene dēft } The dēft Denyeth th^{t} euer shee sayd That the pl̄fs wife was a whore: or that shee would proue her soe.

[p. 91] Will^{m} Brooke in ditt cāâ sayth uppon Oath, That being att worke, there were some falling out betwixt Elizabeth Greene & John Williams, And thereuppon Elizabeth Greene called John Williams Daughter, named Olyue, whore, And Williams demanded if shee would proue her one? & Elizabeth Greene sayd shee would, And bid him goe aske M^{r} Leake ells.

Thomas Vaughan, sayth uppon Oath that att th^{t} time Elizabeth Greene called the Woman whore, Hee knoweth not th^{t} shee sayd shee would proue her a whore, But that shee sayd those words (aske M^{r} Leake), But att another time talking wth Elizabeth Greene about those words, the s^{d} Elizabeth sayd then to this Depon^{t} That shee would proue Olive Williams a whore.

Putt to th^{e} Vote whither the Words be actionable or not? By th^{e} maior part of th^{e} Board the words actionable.

Ordered that the dēft aske her forgiuenes in open Court & pay Costs of suite.

To the hon^{ble} th^{e} Gou^{r} & Councell for th^{e} Prouince of Maryld.

The humble Pet^{n} of Josias ffendall Sheweth.

That whereas Humphrey Haggett Deceased stands indebted to yo^{r} Pet^{r} the sum̄e of Twenty pownds sterl, Yo^{r} Pet^{r} therefore humbly Craueth yo^{r} hon^{rs} to graunt him order ag̅st th^{e} Relict of th^{e} s^{d} Haggett, as Adm̄istratrix to her Estate for th^{e} s^{d} Debt & hee shall as in duty bownd pray &c

Capt Josias ffendall pl̄f } The pl̄f sueth as in his Petn & thereuppon Liber B B
Ann: Haggett dēft } produceth this Bond in Court (Vizt)

Know all men by these prnts tht I Humphrey Haggett of Charles County in the Prouince of Maryland Plantr doe hereby bind my selfe, my heyres Executors & assignes to deliuer unto Capt Josias ffendall his heyres or assignes, good sufficient Bills of Exchange for the summe of Twenty pownds sterl, payable in Westminster Twenty dayes after sight, To bee deliuered when hee the sd ffendall or his assignes shall requyre the sd Bills, Being in Consideraōn for a Seruant & other things allready in hand receiued. Wittnes my hand this 7th of ffebruary 1662. Humph: Haggett

Wittnes Rich: Bancks
Rich: More John Legate.

The dēft sayth, That her husband being but lately dead, shee knoweth not as yett the summe of his Estate, And therefore Craues Respite till next Prouinciall Court, Wch was graunted/

Command Luke Barbier of Mitcham Hall in the County of St Maries & Elizabeth his Wife, that iustly &c: they hold the Couant to ffrancis Jackson of St Maries in the County aforesd of one hundd Acres of Land called Clipping in the County aforesd Two hundd Twenty fiue Acres part of Reuell in the County aforesd Three Messuages, Two Tobacco howses, Two Quarters, one Store, one Henhowse, one Orchard, one Garden, now in the possesn of the sd Luke Barbier &c: [p. 92]
Philip Caluert

And the Agreemt is such tht the sd Luke Barbier & Elizabeth his Wife haue acknowledged the aforesd Three hundd Twenty & fiue acres, wth the appurtãnces to bee the Right of the sayd ffrancis Jackson, as those wch the sd ffrancis Jackson hath of the guift of the sd Luke Barbier & Elizabeth his Wife, And the same they haue remised & quitt claymed from them & their heyres to the aforesd ffrancis Jackson & his heyres for euer. And further the sd Luke Barbier & Elizabeth his Wife haue graunted for them, & the heyres of the sd Luke, that they will warrant to the aforesd ffrancis Jackson & his heyres the aforesd Three hundd Twenty & fiue Acres wth the appurtãnces against them the sd Luke Barber & Elizabeth his Wife, & the heyres of the sd Luke for euer. And for this Remise, release, & Quitt Clayme the aforesd ffrancis Jackson hath gyuen unto the aforesd Luke Barbier & Elizabeth six pence. Luke Barbier Seale

Taken & acknowledged att Elizabeth Barbier Seale
St Maries the 26 day
of June 1663
Before me Philip Caluert

Command ffrancis Jackson in the County of St Maries in the Prouince of Maryland gentn tht iustly &c: hee keepe the Couent to Luke Barbier of Mitcham Hall in the County aforesd of One hundd Acres

Liber B B of Land, called Clipping in th^{e} County afores^{d} Two hund^{d} Twenty ffiue Acres part of Reuell in th^{e} County afores^{d}, Three Messuages, Two Tobacco howses, Two Quarters, one Store, one Hen-howse, one Orchard, one Garden &c: Philip Caluert.

[p. 93] And the Agreem^{t} is such that the s^{d} ffrancis Jackson hath acknowledged th^{e} afores^{d} Three hund Twenty fiue Acres wth the appurtãnces to bee the Right of th^{e} s^{d} Luke Barbier, as those w^{ch} th^{e} s^{d} Luke Barbier hath of th^{e} guift of th^{e} s^{d} ffrancis Jackson, And th^{e} same hee hath Remised Released & Quitt Claymed from him and his heyres to the afores^{d} Luke Barbier & his heyres for euer, And further th^{e} s^{d} ffrancis Jackson hath graunted for him & their heyres of th^{e} s^{d} ffrancis that hee will warrant to th^{e} afores^{d} Luke Barbier & his heyres th^{e} afores^{d} Three hund^{d} Twenty & ffiue Acres wth th^{e} Appurtãnces ag̃st him th^{e} s^{d} ffrancis Jackson and th^{e} heyres of th^{e} s^{d} ffrancis for euer. And for this Remise, Release, & Quitt Clayme th^{e} afores^{d} Luke Barbier hath gyuen unto th^{e} afores^{d} ffrancis Jackson Six pence.

Taken & acknowledged before ffra Jackson Seale
me att S^{t} Maries 27 day of
June 1663.
Philip Caluert

I Edward Harwood doe constitute & appoynt my Trusty & Wel-
Vid fol. 90 beloued ffreind George Marshall my Lawfull Attorney, to sue arrest
supra. imprisone & release Elizabeth Greene, or Compownd wth her in an accõn of th^{e} Case uppon Defamaõn, And whatsoeu^{r} my s^{d} Attorney shall Act or doe therein, I doe ratify & confirme it, in as large & ample manner as if my selfe were there p^{r}sonally present. As wittnes my hand the 8th day of Septemb^{r} 1663.

Wittnes present Edward Harrod
Will^{m} Brooke Marke Pheypo his marke.

Comand Thomas Stone of Charles County gent^{n} & Marie his wife that iustly &c: they keepe wth Richard Smith of Caluert County gent^{n} the Couenant &c: of Three hund^{d} & ffifty Acres of Land Lying att th^{e} mouth of S^{t} Leonards Creeke in Caluert County wth all Edifices, Orchards, & gardens thereon erected & planted &c:

Charles Caluert

And th^{e} Agreem^{t} is such that th^{e} s^{d} Thomas Stone & Mary his Wife
[p. 94] haue acknowledged the afores^{d} Three hund^{d} & ffifty Acres of Land wth th^{e} appurteñces to bee th^{e} Right of th^{e} s^{d} Richard Smith, as those w^{ch} th^{e} s^{d} Richard hath of th^{e} guift of th^{e} s^{d} Thomas & Mary his Wife, And th^{e} same they haue Remised & Quitt Claymed from them & their heyres to th^{e} afores^{d} Richard Smith & his heyres for euer. And further th^{e} s^{d} Thomas & Mary haue graunted for them & their heyres that they will warrant to th^{e} afores^{d} Richard & his heyres th^{e} afores^{d} Three hund^{d} & fifty Acres wth th^{e} appurteñces ag̃st them the s^{d} Thomas & Mary & their heyres for euer. And for this Recogniĉon,

Remission, Quitt Claime, ffine & Concord the sd Richard hath gyuen unto the sd Thomas & Mary full satisfaction, wherewth they acknowledge themselues fully & amply satisfyed & payd. Liber B B

Taken & acknowledged att St Johns Thomas Stone
before me this 9th day of Mary Stone
Septembr 1663.
Charles Caluert.

I doe hereby nominate & appoynt my louing Brother Mr Willm Caluert my Attorney to preferre a Petn for the extending Westbury mannor as Wittnes my hand this 9th September 1663.
Testes ffrancis Riggs Tho: Dent. Tho: Stone

To the honble the Gouernor & Councell of Maryland

The humble Petn of Tho: Stone by his Attorney Humbly Shewth, That yor Petr had an Order graunted by this honble Court to extend the mannor of Westbury, Land of Mr Willm Westons in leiue & in satisfaction of a Debt due to yor Petr in money sterl. In Complyance to the sd Order it was extended: But soe that (as yor Petr humbly Conceiues) the Extenders for want of Informaōn & Judgmt in such affaire & yor Petr being not there present att the extending thereof to informe them in the busines, yor Petr hath by their Extent Layd, suffered great, manifest, & apparent dammage & losse, ffor the sd Extenders not considering (as wee Conceiue the losse of time & Charge that yor Petr hath bene att recouering the sd Debt, & extending the sd Land, hath by their short extent left yor Petr uery [p. 95] much unsatisfyed. The premises taken into yor honrs serious Consideraōn yor Petr Craues such Releife & Redresse as yor honrs shall determine requisite. And yor Petr according to duty shall pray &c:

Ordered That a new Extendi facias issue out, And tht the sd Land bee againe extended, The Petr gyuing the Extenders informaōn concerning the dammage susteyned by him, as hee alleageth. Comn Exiuit 23th 1663 to sheriffe St Maries County according to Order

Know all men by these prnts tht I Robt Gowland mariner doe institute & appoynt my louing ffreind Thomas Nottley mercht my true & Lawfull Attorney to aske demand & receiue of & from ffrancis Bachelor in Maryland scituated, the full sum̃e of Two Thowsd pownd weight of good sownd merchble Tob in Cask, due by Bill uppon all demands, for my use, & in my behalfe, And in case of non paymt I further authorize my sd Attorney to sue, impleade, imprisone, Release, & to giue discharge, & act, according to his discretion herein. Whatsoeur hee shall act shall bee ratifyed and made good by mee: Hee hauing as much power as if I my selfe were here prsent. In wittnes whereof I haue hereunto putt my hand & Seale this 16th day of May 1663. Robert Gowland Seale

Signed, Sealed & Deliuered in
prsence of
John Nutthall Patrick fforrest

Liber B B Thomas Notley pl̄f } The pl̄f sueth according to his Declaraōn
ffrancis Bachelo^{r} dēft } entred fol. 45 supra. for 2000^{l} Tob. & Cask,
& produceth th^{e} Dēfts Bill, (Viz^{t})

This Bill bindeth mee ffrancis Bachelo^{r} my Executo^{rs} or assignes to pay or cause to bee payd unto Robert Gowland his Executo^{rs} or assignes th^{e} full & iust sum̄e of Two Thows^{d} pownd of good sownd merch^{ble} Tob in Cask wthout seconds or grownd Leaues uppon all demands. As wittnes my hand this 22th day of January 1662.

Signed & Deliuered in th^{e} presence of ffrancis Bachiler
Samuel Mills.

Vnder th^{e} s^{d} Bill it followes (Viz^{t})

I ffrancis Bachelor doe accept to pay th^{e} Contents of th^{e} aboue Bill unto Thomas Notley as his assignes. Wittnes my hand th^{e} 28° July 1663. ffran: Bachiler.

Wittnes Edm: Pinson

[p. 96] Samuel Mills appeared before mee & made oath th^{t} ffrancis Bachelo^{r} th^{e} wthin obliged, did assigne & deliuer th^{e} wthin Bill unto Rob^{t} Gowland, as his Reall act & Deed. Gyuen under my hand this 18th day of May 1663. Samuel Mills.

Sworne before me 18th May 1663.
Will^{m} Bretton.

Whereuppon th^{e} dēft acknowledgeth Judgm^{t} unto th^{e} pl̄f according to his Declaraōn & his demand for Two Thows^{d} pownds of Tob. & Cask, according to th^{e} Bill. Vid fol. 221.

The Court adiorned by th^{e} Leiut^{t} Grāll till to morrow morning 9 a Clock.

All present as yesterday, Thursday 10th Septemb^{r} 1663.

Rob^{t} Clarke Esqꝫ pl̄f } The pl̄f declareth ag̅st th^{e} dēft in accōn uppon
Robert Robins dēft } th^{e} Case uppon Trouer & Conuersion, for that
whereas th^{e} dēft hauing in his posses^{n} one mare of blackish Colour Together wth her encrease (to say) one horse foale Lately gelt, wth a mealy mouth, & a white spott or star in his forehead: & one other ffilly Colt w^{ch} fell this Last spring w^{ch} s^{d} mare & her encrease being th^{e} pl̄fs goods & his proper Chattles, Hee th^{e} dēft into his posses^{n} heretofore some few months past hath obtayned procured & gotten, & himselfe of them & therewth doth uest, enioy, & possesse, & them th^{e} s^{d} mare & her encrease soe obtayned procured & gotten (unlawfully) doth to his owne use pleasure & benifitt conuert, & allthough th^{e} pl̄f Demand of th^{e} s^{d} mare & her encrease hath of th^{e} dēft Lawfully made, yett neuerthelesse th^{e} dēft ag̅st th^{e} Law, th^{e} s^{d} mare & her encrease uniustly from th^{e} pl̄f doth hold, And out of & from th^{e}

iust posses^n of them, hee th^e dēft ag̅st th^e pl̄f doth detaine, wthhold & keepe; w^{ch} is to th^e pl̄fs Dammage, Two Thows^d pownds of Tob, Wherefore (th^e premises Considered) th^e pl̄f of this hon^{ble} Court prayeth Judgm^t to bee possessed of th^e s^d mare & her encrease, as likewise for his dammage & Cost of suite Liber B B

By his Attorney Thomas Notley.

The Letter of Attorney Vid infra fol. 109. Recorded.

The Dēft (after halfe an hower Respite graunted him by th^e Board) Denyeth this whole Declaraōn. Rob^t Robins.

Leiu^t John Bogue in ditt sayth That this mare now in question was M^{rs} ffenwicks mare, W^{ch} shee sold to M^r Rob^t Taylo^r for th^e use of M^r Rob^t Clarke, And w^{ch} this Depon^t did deliuer by M^{rs} [p. 97] ffenwicks order to John Clarke for M^r Robert Clarks use, and further that this is That uery mare.

Cuthert ffenwick gent^n sayth uppon Oath That in his Consciance hee beleiueth That this that mare w^{ch} his mother sold to M^r Clarke, for th^t shee hath th^e same Eare marke and other naturall marks.

Ignatius ffenwick gent^n Jurat idem cum Cuthbert.

Will^m Mills sayth uppon oath That this is the mare w^{ch} M^{rs} ffenwick sold for M^r Clarks use, And th^t hee this Depon^t marked her himselfe in th^e Left eare, & th^t shee hath th^e naturall marks.

The Dēft confesseth th^e Conuersion.

Humphrey Attwicks sworne sayth, That hee demanded this mare in question, By reason shee was like such a mare w^{ch} was brought from th^e Dutch for Robert Robins, Hauing th^e uery same marks w^{ch} this mare hath.

The Judgm^t of th^e Board is th^t Robert Clarke pl̄f recouer th^e s^d mare, now in question, & her encrease from Robert Robins dēft, And th^t th^e s^d Robins pay all Costs of suite & six pence dammage.

To the hon^{ble} the Gou^r & Councell.

The Pet^n of Rob^t Slye Adm̄istrato^r to th^e Estate of Samuel Smith Deceased, in behalfe of seuerall p^{r}sons who hath instrusted & impored him yo^r Pet^r to act on their behalfes they being Cred^{rs} of th^e s^d Deceased, Humbly Sheweth

That whereas there is in th^e hands of yo^r Pet^r seuerall Debts & Judgm^{ts} due to th^e Estate of th^e s^d Deceased to th^e ualue of about 7000^{ł} Tob, Besides 4000^{ł} th^t this hon^{ble} Court ordered to Remaine in yo^r Pet^{rs} hands till Cap^t Will^m Battin were secured from Cornelius Stenwick, Richard Lord, & Augustine Herman w^{ch} 4000^{ł} Tob, being due to th^e s^d Stenwick, Yo^r Pet^r humbly Craues th^e opinion & approbaōn of this hon^{ble} Board whither hee may not wth safty satisfy th^e s^d 4000^{ł} Tob & Cask, to Cornelius Stenwick, And to th^e Rest of th^e Credito^{rs} th^e Remainder of Debts due to th^e Estate of th^e s^d Deceased proportionably, according to th^e ualue of each mans Debt, soe

Liber B B far as th^{e} Estate will extend, The w^{ch} if this hon^{ble} Court in their wisdomes thinke meete to allow, yo^{r} Pet^{r} will according to th^{e} ualue of th^{e} Estate indeauo^{r} to satisfy each p^{r}son th^{t} hath intrusted him. Thus humbly intreating th^{e} opinion of this hon^{ble} Court herein, & hee shall as in duty bownd pray &c:

The Court Votes in th^{e} affirmatiue/

[p. 98] Robert Slye gent^{n} in the behalfe of Cornelius Stenwick, John Lord, & Augustine Herman Doth acknowledge to haue receiued full satisfaction for ffowre Thows^{d} pownds of Tob, due from th^{e} Estate of Will^{m} Battin.

Know all men by these p^{r}nts th^{t} I Cornelius Stenwick merch^{t} of New Amsterdam in new Netherlands haue made ordayned deputed & constituted my louing ffreind M^{r} Rob^{t} Slye of Maryl^{d} merch^{t} my true & lawfull Attorney for mee & in my name & to my use to aske demand sue for Leuy & receaue from th^{e} Adm̃istrato^{r} of th^{e} Estate of Samuel Smith of Maryland Merch^{t} Deceased all such sum̃e or sum̃es of mony, goods, wares merchantdises thing or things whatsou^{r} due, oweing or belonging to mee, Bee itt by Bill booke, obligaōn or acc^{t}, or by any other meanes or wayes whatsoeu^{r}, Gyuing & by these p^{r}nts graunting unto my s^{d} Attorney my full power & Lawfull authority to sue attatch arrest imprisone & condemne, & out of prison to release, And of and uppon th^{e} receipt thereof to giue acquittances or any other lawfull discharge for mee & in my name to make saile deliuer, Attorneys one or more under him to substitute, make or att their pleasures to remoue, And futhermore to use, doe exequute & p^{r}forme all & euery lawfull matter Act things necessary whatsoeu^{r} to bee done in th^{e} premises, as fully wholly & effectually as though I my selfe were p^{r}sonally p^{r}nt, Ratifying & allowing all & whatsoeu^{r} my s^{d} Attorney shall doe in th^{e} premises by uertue of these p^{r}nts. As wittnes my hand and Seale this 16th July 1663.

Signed Sealed & De- Cornelius Steenwick. Seale
liuered in th^{e} p^{r}sence of
John Lawrence Claes Gouereur
C mj notar publ Wal: uand deueen/

Appeared before mee Mathew The foxe publiq notary Admitted by th^{e} R^{t} hon^{d} Directo^{r} Grāll & Councell dwelling att Amsterdam in th^{e} new Netherlands, & afore th^{e} hereafter named wittnesses the honest M^{r} Samuel Smith merch^{t} of th^{e} Barke named th^{e} Susan, att p^{r}nt ready to sett sayle for Virginia my notarie well knowne, And did acknowledge for himselfe his heyres executo^{rs} Adm̃istrato^{rs} & assignes to bee indebted unto th^{e} hon^{d} Sir Cornelius Steenwick Judge of this Towne the full & iust sum̃e of ffowrteene hund^{d} Gilders Two & ffowrty Gilders & ffowre pence I say 1442-4- uppon a true acc^{t} & for diuers goods & merchandise att his contentm^{t} receaued by the sd Smith, The wch doth promise & hereby enioyne himselfe, his heyres Executors Adm̄istrators or assignes to pay or cause to bee payd unto the sd Sr Cornelius Stenewick or his order the formentioned sum̄e of ffowrteene hundd ffowrty Two Gilders & ffowre pence, wth good merchble Tob in Cask att six pence pr ℔, To bee deliuered in March next ensuing the date hereof that shall bee in the yeare sixteene hundd sixty one all ffree att the Waigh howse of this towne. ffor the true prformance of all what is foresayd The sd Samuel Smith doth hereby bind his person & all. Liber B B [p. 99]

It followes on the other side

His goods nothing in the world receiued or Accepted prnt & to come, putting them alltogether under submission of all Courts & Lawes wheresoeur it may bee, Condesenting my notarie hereof to make one publike Instrumt & that to Deliuer unto the sd sir Cornelius Stenewick acted wthout fraude att Armsterdam in the New Netherlands att the presentes of Capt Bryan Newtaine & Hermanus Litsho Inhabitants of this Towne Credible wittnesses hereunto Requyred. The wch The Originall of this besides the forementioned Samuel Smith haue subscribed this ffowrteenth of Septembr, Año Dñi sixteene hundd & sixty

Quod Attestor
Matheus de Voz notaris publicus

Collae Concordae
what signed

Transcribed out of the Dutch by mee
Salomon Zachary Dōrs pub.

To the honble the Gouernor & Councell

The Petn of Cornelius Stenwick Humbly Sheweth/

That whereas in Octobr last there past an order of the Prouinciall Court tht Robt Slye did secure 4000ł Tob. & cask out of the Estate of Samuel Smith Deceased, untill Capt William Battin were secured from any demands of the Petr to bee made uppon any Bills Bonds or accompts due from Battin to Rich: Lord, or Augustine Herman, as allso from all accompts betweene the sd Battin & yor Petr, And hauing gyuen a Discharge in full according to the sd Order, And hauing Receiued noe satisfaction in Leiu of the sd Bills & accompts, nor for 1442 gilders due pr Judgmt Yor Petr humbly Craues an Order of this honble Court for the abouementioned 4000ł Tob, to bee payd out of the Estate of the sd Samuel Smith, & hee shall as in duty bownd pray &c:

Ordered tht Mr Robt Slye bee allowed ffowre Thowsd pownds of Tob & Cask out of the Estate of Samuel Smith, wch sd order hee acknowledgeth Judgmt to Cornelius Stenwick for soe much/

Know all men by these prnts tht wee Alexander Bryan, Rich: Bryan, Beniamin ffen, Miles Murwin, all of Milford in New England haue made assigned & assured ordayned & deputed, & in our stead & [p. 100]

Liber B B place by these p^{r}nts putt our Louing ffreind M^{r} Robert Slye merch^{t} Maryland Our Lawfull Attorney, ffor us & in our name & to our use to aske Leuy Recouer all & singular such Debts, dues som̄e or som̄es of money or Tobacco as are or shall bee due or owing unto us th^{e} aboues^{d} from th^{e} Estate of Samuel Smith Deceased, Gyuing & by these p^{r}nts graunting unto Our s^{d} Attorney full power & authority for us & in our names & to our use, to sue, arrest, impleade, condemne any part or parcell of th^{e} Estate of Samuel Smith Deceased, & att his Liberty & pleasure uppon th^{e} receipt of any som̄e or som̄es of money or Tobaccoes acquittances or any lawfull discharges for th^{e} same for us & in our names to make, Seale, & deliuer as our Deed or Deeds, And one Attorney or more under him to make or substitute & att his ffree will againe to reuoake, And all & Euery thing & things w^{ch} shall bee needfull & necessary to bee done in or about th^{e} premises, the same to doe as fully & wholly as wee our selues might doe, if wee were p^{r}sonally p^{r}nt, Holding firme & stable all & whatsoeu^{r} our s^{d} Attorney shall doe or cause to bee done in or about th^{e} premises by these p^{r}nts as wittnes our hands & Seales this 22th May 1662.

Signed Sealed & Deliuered   Alex: Bryan   Seale
in th^{e} p^{r}nce of Vs   Richard Bryan   Seale
Richard Valdrom   Ben: ffenn   Seale
John Burwall.   Milles Murwin   Seale

Know all men by these p^{r}nts th^{t} I Samuel Smith of Maryland doe confesse my selfe indebted unto Ensigne Alexander Bryan of Milfored the sum̄e of Sixty seauen pownds Eleauen shillings to bee payd in Porke & Tobacco att Currant price att Milford att or before the first day of Aprill next ensuing, & for th^{e} true p^{r}formance of th^{e} same, I bind mee my heyres or assignes firmely to pay th^{e} s^{d} sum̄e to th^{e} s^{d} Alexand^{r} his heyres or assignes, according to th^{e} time & kind of pay, as wittnes my hand this 29th of August 1661

Testes Mathew Clarke Richard Bryann   Sam: Smith

To the hon^{ble} th^{e} Gouerno^{r} & Councell

The humble Pet^{n} of Alexander Bryan Humbly Sheweth

[p. 101] That wheareas Samuel Smith att th^{e} time of his Decease stood indebted to yo^{r} Pet^{r} sixty seauen pownds Eleauen shillings, & noe part thereof payd, Yo^{r} Pet^{r} humbly Craues th^{t} this hon^{ble} Court passe an Order that hee may bee satisfyed Twenty Two hund^{d} & ffifty pownds of Tob & Cask, out of th^{e} Debts still due to th^{e} Estate of th^{e} s^{d} Deceased, towards his Satisfaction of this s^{d} Debt, and as in duty bownd pray &c:

Robert Slye gent^{n} Adm̄istrato^{r} to Samuel Smith acknowledgeth Judgm^{t} to th^{e} Pet^{r} Ensigne Alexander Bryan according to his demand for Twenty Two hund^{d} & ffifty pownds of Tob & cask

This Bill bindeth mee Samuel Smith of Maryland merch^{t} my heyres or assignes to pay or cause to bee payd unto Richard Bryan of Milford or his assignes, the iust sum̄e of ffifty pownds sterling, Liber B B The w^{ch} I promise & engage to pay in English Comodities deliuered att Milfored by th^{e} last of Aprill next ensuing th^{e} date hereof, att th^{e} same price as they cost mee first penny in England for ready money. Allsoe I doe engage to deliuer a peice of good stuffe sufficient to make a gowne. ffor th^{e} true p^{r}formance of this my Bill I bind my selfe, heyres or assignes firmely by these p^{r}sents Wittnes my hand this 27th of August 1661. Sam: Smith.

Testes Alex: Bryan Mathew Clarke

To the hon^{ble} the Gouerno^{r} & Councell.

The Pet^{n} of Richard Bryan Humbly Sheweth

That whereas Samuel Smith att th^{e} time of his Decease stood indebted to yo^{r} Pet^{r} ffifty pownds sterling & noe part yett payd, Yo^{r} Pet^{r} humbly Craues order of this hon^{ble} Board That hee may bee satisfyed Twenty one hund^{d} pownds of Tob. & Cask out of th^{e} Debts still due to th^{e} Estate of th^{e} s^{d} Deceased, towards his satisfaction of th^{e} s^{d} Debt. And hee shall as in duty bownd pray &c:

Ordered th^{t} th^{e} Pet^{r} recou^{r} according to his Pet^{n} And M^{r} Robert Slye Adm̄istrato^{r} of th^{e} Estate of Samuel Smith acknowledgeth Judgm^{t} to Richard Bryan for one & Twenty hund^{d} pownds of Tob. & Cask, according to his Demand

This Bill bindeth mee Samuel Smith of Maryland mariner to pay or cause to bee payd unto M^{r} Beniamin ffenn or his Order ffowre hund^{d} pownds of merch^{ble} Tob. in Milford att the Returne of th^{e} Barke called th^{e} Susanna or by th^{e} last of May next, hee or his Order paying fraught for th^{e} s^{d} Tob. to th^{e} s^{d} Smith, & to runne th^{e} Aduenture, as wittnes my hand this 20th of August 1661. [p. 102]

The word merch^{ble} was Interlyned by mee Samuel Smith.
Wittnes
Thomas Macok Ephraim Burwell.

To the hon^{ble} th^{e} Gouerno^{r} & Councell

The Pet^{n} of Beniam ffenn Humbly Sheweth

That whereas Samuel Smith att th^{e} time of his decease stood indebted ffowre hund^{d} pownds of Tob & Cask to yo^{r} Pet^{r} & noe part thereof payd, Yo^{r} Pet^{r} humbly Craues th^{t} this hon^{ble} Court passe order th^{t} hee bee payd one hund^{d} & ffifty pownds of Tob. & Cask out of th^{e} Debts still due to th^{e} Estate of th^{e} s^{d} Deceased towards his satisfaction, & hee shall as in duty bownd pray &c:

Ordered th^{t} th^{e} Pet^{r} Recouer according to his Pet^{n} Robert Slye gent^{n} Adm̄istrato^{r} of th^{e} Estate of Samuel Smith acknowledgeth Judgm^{t} to Beniamin ffenn for one hund^{d} & ffifty pownds of Tob & Cask according to his dem^{d}.

Liber B B This Bill bindeth mee Samuel Smith of Maryland to pay unto Miles Murwin of Milford so many hydes tht are current & good as comes to sixteene pownds att six pence a pownd att or before the Tenth day of March next ensuing. The sd hydes to bee deliuered att Milford & for the prformance of the same I bind mee my heyres or assignes firmely by these prnts to deliuer six hundd & ffowrty pownds of good well drye & Sufficient hydes. dated the 28th of August 1661

Theste Sam: Smith.

Mathew Clarke Alex: Bryan.

To the honble the Gouernor & Councell

The Petn of Miles Murwin Humbly Sheweth

That whereas Samuel Smith att the time of his Decease stood indebted sixteene pownds sterl. to yor Petr & noe part thereof yett satisfyed, Yor Petr humbly Craues order of this honble Court for ffiue hundd pownds of Tob & Cask, out of the Debts still due to the sd Deceased towards his satisfaction. And hee shall as in duty bownd pray &c:

Ordered tht Petr Recouer according to his Petn. Robert Slye gentn Adm̄istrator of the Estate of Samuel Smith confesseth Judgmt to Miles Murwin for ffiue hundd pownds of Tob. & Cask, according to his Demand.

[p. 103] Bee it knowne unto all men by these prnts tht I Thomas Hall of the Manatos wthin the Gouermt & precincts of the Dutch Plantaōn in America haue assigned ordayned constituted & appoynted & by these prnts doe make constitute, appoynt, & in my stead & place putt my trusty & welbeloued ffreind Mr Robt Slye mercht of Wicocomoco Riuer in Maryland my true & lawfull Attorney & Deputy, for mee & in my name, & to my use to aske Leauy claime demand recouer & receiue of all or any prson or prsons inhabiting or being wthin the Liberties & precincts eyther of Maryland or Virginia in America, Allso Euery such goods debts dues cattle merchandizes com̄odities sum̄e or sum̄es of money whatsoeur as are or shall bee due owing & payable to mee by uertue or manes of any Bonds Bills Couents contracts promises or by booke account or reckoning whatsoeuer or howsōeur, Gyuing & by these prnts graunting unto my sd Attorney & Deputy my full power Lycence & authority in & concerning the premises ffor mee & in my name & for my use (if need shall requyre) to sue arrest attatch, implead, declare proceed prosequute condem̄e & imprisone any of the aboue mentioned & intended prsons, & att his liberty & pleasure out of prison to deliuer, or cause to be deliuered, Composition acquittance release or other lawfull discharge uppon the Receipt of the prmises or any part thereof for mee & in my name & to my use to make Seale & deliuer as my act & deed, Attorney or Attorneys one or more under him to make & substitute, & att his pleasure againe to reuoake, And generally all & Euery other Act or Acts matters & things requisite or necessary to bee done in & about the premises the same to doe conclude Exequute accomplish & finnish as fully & amply to all intents & purposes in Euery respect as if I my selfe were then & there prsonally prnt, & did the same, And whatsoeur my sd Attorney or his assignes shall lawfully doe or cause to bee done in or about the prmises as aforesd, I the sd Thomas Hall doe hereby ratify confirme establish & allow for good firme & effectuall firmely by these prnts. In wittnes whereof I haue hereunto sett my hand this 25th of Octobr. Año Dñi 1657 Liber B B

Signed Sealed & Deliuered Thomas Hall Seale
in the prnce of Vs
Willm White Tho: Obalrond.

Know all men tht I Samuel Smith do promise to send to Mr Thomas Hall Two good hogsheads of Tob, by the first Returne of the Barke Susan from Virginia Wittnes my hand this 6th of October 1658 [p. 104]
Sam: Smith

That is to say in Consideraõn of money disburst for mee in the Manahatance for the fitting of the aforesd Barke
Testes Sam: Arnold Rich: Smith Junr Sam: Smith

To the honble the Gouernor & Councell

The Petn of Thomas Hall Humbly Sheweth

That whereas Samuel Smith att the time of his Decease stood indebted Two hogsheads of Tob́ to yor Petr & noe part thereof satisfyed, Yor Petr humbly Craues tht this honble Court passe order for Two hundd & fifty pownds of Tob & Cask out of the Debts still due to the Estate of the sayd Deceased, And hee shall as in duty bownd pray.

Ordered That the Petr recouer according to his Petn. Robert Slye gentn Adm̃istrator of the Estate of Samuel Smith confesseth Judgmt to Thomas Hall for Two hundd & fifty pownds of Tob & Cask, according to his demand.

Bee it knowne unto all men by these prnts tht I Jacob Johnson, lately belonging to the Barke Susanna of this Prouince of Maryland Mariner, haue made constituted authorized & appoynted, & by these prnts doe impower make & constitute, authorize & appoynt my Louing ffreind Robt Slye of the Prouince aforesd mercht, to bee my true & Lawfull Attorney, ffor mee & in my name to aske demand Leauy recouer & Receiue all such Debt and Debts as are to mee belonging, eyther wth in the precincts of Virginia or Maryland from any prson or prsons whatsoeuer. I doe allso by uertue of these prnts impower my sd Attorney to use all Lawfull wayes & meanes in proceeding agst any such prson or prsons as shall eyther refuse, or delay to make

Jacob Johnson oweth To Archy 30l Tob. To Daniel Browne 30l

Liber B B paymt of any such Due to my sd Attorney whom I doe allso authorize to giue acquittances & discharges in my name, & on my behalfe to any prson or prsons whatsoeur tht haue payd their iust dues, And one Attorney or more under himselfe to make, & them againe att his att his pleasure to reuoake, And generally to Act & doe Euery thing & things whatsoeur in & about the prmises in as full ample & large [p. 105] manner as if I my selfe were prsonally prnt to all intents & purposes whatsoeur. Moreouer I doe hereby ratify & confirme whatsoeur my sd Attorney shall happen to doe in & about the prmises, or shall cause to bee done therein. In testimony whereof I haue hereunto sett my hand this 27th day of ffebruary 1660 Jacob Johnson Seale

Sealed & deliuered in the
prnce of us
Henry Warren John Blakiston.

This Bill bindeth mee Samuel Smith of the Prouince of Maryld my Executors Adm̄istrators or Assignes to pay or cause to bee payd unto Jacob Johnson or his order the iust quanty of Two Thowsand & ffowrty of good merchble Tob & caske, uppon all demands, As wittnes my hand this 28th ffebruary 1660. Samuel Smith.

Testes Justinian Gerard Richard ffowke.

Endorsed.

Recd of John Shanks in part of this Bill sixteene hundd
Twenty Three pownds of Tob & Caske wch is indorsed on the
Back side of John Shankes his Bill to Coz Sam: Smith...... } 1623l

Nouembr 19th 1661. Rests due 0417l Tob.

To the honble the Gouernor & Councell

The Petn of Jacob Johnson Humbly Sheweth

That whereas Samuel Smith att time of his Decease stood indebted ffowre hundd & odde pownds of Tob to yor Petr, Yor Petr humbly Craues order for Two hundd & fifty pownds of Tob & cask out of the Estate of Samuel Smith, And hee shall as in duty bownd pray.

Ordered tht the Petr recour according to his Petn. Robt Slye gentn Adm̄istrator of the Estate of Samuel Smith Confesseth Judgmt to Jacob Johnson for Two hundd & fifty pownds of Tob. & Cask according to his Demand.

Appeared before mee Salomon Zachary Notary Publicus admitted by the Rt hond Gour & Councell, Lyuing att Amsterdam in the New Neatherlands & fore the hereafter named Wittnesses ffrederick Gisbertson mercht of this towne, & hear in the best manner & forme made constituted & appoynted his louing ffreind Mr Joseph Swett of Boston in New England Mariner, now att prnt ready to sett sayle for Virginia Especially, for in the name & for the proper use of the Constituant to aske demand recouer & receaue of M^r^ Samuel Smith his heyres Executo^rs^ admĩstrato^rs^ or assignes, Lyuing in Maryland or elsewhere in Virginia All such debts & dues, or sum̃e or sum̃es of money, Tob. or other goods as hee th^e^ s^d^ Samuel Smith is indebted unto th^e^ Constituant as doth & may appeare by th^e^ Bills Bonds & Engagem^ts^ thereof to bee shewne, And uppon refusall of paym^t^ to lay arrest uppon or goods, Arest sue for, implead, imprisone & condem̃e th^e^ s^d^ Samuel Smith his heyres executo^rs^ admĩstrato^rs^ or assignes. Moreou^r^ th^e^ Constituant heas gyuen unto his fores^d^ Atturney full power uppon satisfaction Receaued from th^e^ s^d^ Samuel, or his heyres Executo^rs^ admĩstrato^rs^ or assignes to acquitt & out of prison to release, & in his name & stead to giue discharge or discharges to him, or to his order, And further to use any Lawfull meanes whatsoeu^r^ may bee needfull for th^e^ Recouery of th^e^ s^d^ Debts, w^th^ th^e^ charges & interests, Easpecially to compownd & agree for th^e^ altering of th^e^ place & time of th^e^ paym^t^, And further if hee sees cause to make & substitute one or more Atturney or Attorneys under him, w^th^ th^e^ same or limitated power, & doth hee th^e^ s^d^ Constituant by these p^r^nts Act, retify confirme & allow of all & whatsoeu^r^ by his s^d^ Attorney or any Attorneys under him shall bee lawfully done, or caused to bee done touching th^e^ recouery of th^e^ s^d^ debt & appurtẽnces, to bee as authentike as if th^e^ Constituant being from time to time allwayes p^r^sonally himselfe p^r^sent, could or might haue done. In wittnes whereof th^e^ Constituant hath subscribed & sealed this in th^e^ p^r^nce of Claes uan Elsant marshall & Henry Obe ordinary keeper inhabitants of this Towne Credible wittnesses thereunto requyred. Acted w^th^ out fraud att Amsterdam in th^e^ New Netherlands Año Dñi 1662, this 18^th^ Aprill Stylo nouo. ffrederik Gisbertson Seale

Liber B B

[p. 106]

Claes uan Elslant garts bod
Hendrick Obe
Signed & sealed in th^e^ p^r^nce of mee
Salomon Zachary not Publ.

Know all men by these p^r^nts th^t^ I Joseph Swett of Boston in New England mariner, for diuers good Causes & Consideraōns mee thereunto mouing, haue made ordayned & Constituted & by these p^r^nts doe make ordaine & constitute, by uertue of th^e^ Letter of Procuraōn or Attorney hereunto annexed M^r^ Robert Slye of S^t^ Maries County in th^e^ Prouince of Maryland merch^t^ to bee my true & Lawfull Substitute or Attorney, for & in th^e^ prosequũon of all whatsoeu^r^ th^e^ s^d^ letter of Attorney hereunto annexed hath or doth impower me in or for all whatsoeu^r^ th^e^ s^d^ Letter of Attorney doth cappasitate mee to doe or act, in what manner or nature soeuer it bee, And I doe hereby Resigne up all my s^d^ power & authority whatsoeu^r^ in th^e^ s^d^ Letter of Attorney declared & expressed unto him th^e^ afores^d^ Slye, & to his Substitutes or Attorneys, Hereby (by uertue of th^e^ afores^d^

[p. 107]

Liber B B power) confirming all whatsoeu^{r} hee th^{e} s^{d} Slye shall doe or cause to bee done in or about the p^{r}mises. Wittnes my hand & Seale th^{e} 12th day of May Anō 1662, in S^{t} Maries County in th^{e} prouince of Maryland. p^{r} me Joseph Swett Seale

Signed Sealed & Deliuered
in p^{r}nce of
Tho: Gerard Thomas Nottley.

Translaōn I under writtned Samuel Smith acknowledge to bee indebted unto ffrederik Gisbertson the quantity of Thirteene hund^{d} pownds of Tob, in Consideraōn of 135 ells of Linnen Cloath att 10^{t} p^{r} ell, att my contentm^{t}. Receaued of him moreou^{r} Eleauen hund^{d} pownd, & nine & Twenty pownds of Tob for six peices of silk damask & some wampom att my full contentm^{t} receaued of him Gisbertson afores^{d}. Wherefore I doe promise to deliuer & pay th^{e} s^{d} Tob unto him or his Attorney att Contentm^{t} att Amsterdam in th^{e} New Netherlands, Allso one assignaōn of Cap^{t} Jacob w^{ch} I accept to pay as afores^{d} Amounting to th^{e} sum̃e of ffowre hund^{d} Gilders att six pence p^{r} 3812^{t} Tob. pownd, Amounting all together the sum̃e of 3812^{t} Tob, to bee deliuered underland as unto the Lawes. Acted Amsterdam in th^{e} New Netherlands this 6th of Septemb^{r} 1660 Signed Sam: Smith

I underwrittned acknowledge to bee indebted unto John Gilles th^{e} Yowng th^{e} quantity of ffiueteene hund^{d} one & Thirty pownds good Tob. for 1198^{t} Nyeles & moreou^{r} Three hund^{d} as tten pownd for 69 sueds bills receaued of him att my full contentm^{t}, Doe hereby 1841^{t} Tob. promise to pay the s^{d} Eighteene hund^{d} pownds one & fowrty pownds of Tob. in th^{e} next Springe underbare, as unto the Lawes. Acted Amsterdam in th^{e} New Netherlands this 8th Septemb^{r} 1660

Signed Sam: Smith

M^{r} Samuel Smith please to pay unto ffrederik Gisbertson the tenor of this Bill & this shall bee yo^{r} discharge adij 19th March 1662, att Amsterdam in the New Netherlands.

Was signed Jan Gilles de yong

This is a true Translaōn of th^{e} aboue Bills

quod attestor Salomon Zachary Not Publ.

To the hon^{ble} the Gouerno^{r} & Councell

The Pet^{n} of ffrederick Gisberson Humbly Sheweth

That whereas Samuel Smith att th^{e} time of his Decease stood indebted to yo^{r} Pet^{r} Thirty Eight hund^{d} & Twelue pownds of Tob & Cask by specialty, & noe part thereof satisfyed, Yo^{r} Pet^{r} humbly [p. 108] Craues that this hon^{ble} Court passe order for one Thows^{d} pownds of Tob & Cask to bee payd to yo^{r} Pet^{r} out of th^{e} Debts still due to the Estate of th^{e} s^{d} Deceased towards his satisfaction, & hee shall as in duty bownd pray &c:

Liber B B

Ordered th^{t} th^{e} Pet^{r} recouer according to his Pet^{n}. Robert Slye gent^{n} Adm̄istrato^{r} of th^{e} Estate of Samuel Smith Deceased, Confesseth Judgm^{t} to ffrederick Gisbertson for one Thows^{d} pownds of Tob & Cask according to his demand.

Bee it knowne unto all men by these p^{r}nts that I Joannes uan Brugen haue made assigned & ordayned & deputed, & in my stead & place by these putt & constitute my well beloued ffreind M^{r} Robert Slye merch^{t} of th^{e} Prouince of Maryland my true & lawfull Attorney for mee & in my name & to my use to aske recouer & receaue the sum̄e & iust quantity of seauen hund^{d} Twenty fower pownds of currant Tob. out of th^{e} Estate of Sam: Smith Deceased, according to Bill as appeareth in date th^{e} 12th of May 1660 oweing unto mee from th^{e} s^{d} Smith, And by these p^{r}nts graunting unto my s^{d} Attorney to use arrest implead all meanes necessary w^{ch} shall bee needfull or necessary to bee done in or about th^{e} Debt, the same to doe as fully & wholly as I my selfe might doe if I were there p^{r}sonally p^{r}nt, And uppon th^{e} Receipt of any sum̄e to my use of th^{e} Estate afores^{d} to giue acquittance & discharge for th^{e} same for mee & in my stead & name, Holding firme & stable & whatsoeu^{r} my s^{d} Attorney shall doe or cause to be done in or about th^{e} s^{d} Debt by these p^{r}nts. Sealed wth my Seale this 6th day of Aprill 1663 in new Amsterdam in New Netherlands Johannes van Brugh

Wittnes Tho: Wills Isaack Bedloe

Know all men by these p^{r}nts th^{t} I Samuel Smith of th^{e} Prouince of Maryland doe acknowledge my selfe to bee indebted to M^{r} Johannes Van Brugine Merch^{t} the full & iust quantity of Seauen hund^{d} Twenty ffowre pownds of current Tob, to bee payd unto th^{e} s^{d} M^{r} Van Brugen att or before th^{e} Last of June next ensuing the Date hereof att th^{e} Manahatans, as wittnes my hand this 12th of May 1660 Sam: Smith.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell

The Pet^{n} of Johannes uan Brugh Humbly Sheweth.

That whereas Samuel Smith att th^{e} time of his Decease, stood indebted to yo^{r} Pet^{r} seauen hund^{d} Twenty ffowre pownds of Tob & Cask by specialty, & noe part thereof payd, Yo^{r} Pet^{r} humbly Craues order of this hon^{ble} Court for Two hund^{d} & ffifty pownds of Tob [p. 109] & Cask to bee payd to yo^{r} Pet^{r} out of th^{e} Debts still due to the Estate of th^{e} s^{d} Deceased towards his Satisfaction, & hee shall as in duty bownd pray &c:

Ordered th^{t} th^{e} Pet^{r} recouer according to his Pet^{n}. Robert Slye gent^{n} Adm̄istrato^{r} of th^{e} Estate of Samuel Smith Deceased, Confesseth Judgm^{t} to Johannes uan Brugh for Two hund^{d} & ffifty pownds of Tob & Cask according to his Demand.

Liber B B Vid supra fol. 96. Know all men by these prnts tht I Robt Clarke of Charles County Esqꝫ doe hereby constitute ordaine & appoynt Thomas Nottley of st Maries County mercht to bee my true & Lawfully Attorney in the pleading of all such accõn or accõns as I the sd Clarke haue commanded in the next Prouinciall Court held att St Maries the 8th of Septembr next, or att any time during the sd Court, And what my sd Attorney shall doe or cause to bee done in any Legall way in Relaõn thereunto, I doe hereby ratify, allow of, & confirme to bee as good and substantiall to all intents & purposes, as if I my selfe were prsonally prnt att the doeing thereof. And for the more & better Confirmaõn hereof I haue hereunto sett my hand & Seale the 29th day of August 1663. Robt Clarke Seale

Wittnesses hereunto
John Clarke Claes Cornelison.

Daniel Johnson pl̄f
Willm Robinson dēft
The pl̄f Declareth āgst in an accõn of the Case, And demandeth tht the dēft prforme Couents in Relaõn to Deliuery of a parcell of Land in manner & forme as by agreemt made betweene the pl̄f & dēft may appeare the Case being such, The pl̄f hauing demanded of the dēft prformance, the dēft thereuppon refuses & denys Complyance, wherefore hee craueth Judgmt uppon the sd Agreemt āgst the dēft, & for Cost of suite.

Vid fol. 127. The dēft, according to the writt, not appearing; & being Lawfully summoned, The Court graunted Judiciell Charges to the pl̄f āgst the dēft, In Case the dēft appeares not the last day of the Court.

To the honble the Gouernor & Councell of Maryland

The humble Petn of John Williams Sheweth

Whereas Elizabeth Greene hath openly defamed yor Petr by calling him the King of Theeues & his wife the Queene of Theeues wth seuerall other unciuill tearmes, Notwthstanding yor Petrs being formerly [p. 110] cleared by Law from those scandalls, yor Petr humbly Craues & desyeth satisfaction to bee made by the sd Elizabeth Greene for the Recouering of yor Petrs & his sd wifes creditt. And yor Petr shall pray.

John Williams pl̄f
Elizabeth Greene dēft
The words appeare noe scandall to the Petr or his wife. The pl̄f nonsuited.

To the honble the Gouernor & Councell of Maryland

The humble Petn of Hannah Lee Sheweth

That whereas Capt Christopher Russell did the 17th day of ffeb Año Dñi 1661 become Bownd to yor Petr in the sum̄e of 1828l of Tob, And whereas yor Petr hath seuerall times demanded the sd Tob of Capt Josias ffendall & Mr Robert Hundley Adm̄istratoʳˢ to the sd Russell, and was & is still refused the same, yor Petr humbly Craues order āgst the sd ffendall & Russell for her sd Debt, wth Costs of suite, & shee shall pray &c: Liber B B

Hannah Lee pl̄f
Capt Josias ffendall dēft
Adm̄istrr &c:
The pl̄f sueth as in her Petn & wthall produceth Capt Russell bond or specialty accordingly to tht purpose, wch was for 1828ŧ of Tob & Cask, and dated as aforesd in the Petn, To wch the Dēft by his Attorney Thomas Lomax desyeth Respite till next Prouinciall Court, wch would not bee admitted by the Board. It is therefore ordered tht the pl̄f Recour, And that the Adm̄istratoʳˢ pay unto the pl̄f One Thowsd Eight hundd Twenty Eight pownds of Tob & cask, wth Costs of suite, according to her demand & her sd Bill.

To the Rt honble the Gouernor & Councell of Maryland

The humble Petn of Hannah Lee, Humbly Sheweth

That whereas yor Petr was by an Assembly held in Aprill 1662 ordered for the now State howse 12000ŧ of Tob, wch sd Tob was ordered uppon Charles County, to bee payd by the Sheriffe Mr James Lindsey, and hath not as yett beene payd though seuerall times demanded. Yor Petr humbly Craues order āgst the sd sheriffe (according to Act of Assembly for ordination of the sd sum̄e uppon the sd County) & shee shall pray &c:

Hannah Lee pl̄f
James Lindsey dēft
Vppon wch petn of the pl̄fs, It is ordered tht the dēft pay unto the pl̄f Twelue Thowsd pownds of Tob, in Case hee doe not bring & shew sufficient discharges for the sd sum̄e or any part thereof before the Twentith day of this month.

ffrancis Mogge pl̄f
Marks Pheypo dēft
noe Cause of accōn the pl̄f nonsuited.

To the honble the Gouernor & Councell of Maryland. [p. 111]

The humble Petn of George Marshall, Sheweth,

Whereas yor Petr being marryed to the Daughter of Henry Potter hath an interests in seruants who made a Crop wth Willm Greene & James Woosey in the yeare 1662, & yor Petr disposing of part of the Tob to satisfy part of Willm Greenes Debts, wch the sd Willm Greene stands Debitor unto yor Petr in the full sum̄e of 4501ŧ Tob, as by yor Petrs accts may appeare. Yor Petr therefore desyreth an order for the sd Tob, & hee shall pray &c:

George Marshall pl̄f
Willm Greene dēft
In this Cause the pl̄f is nonsuited. The other Cause yesterday in Court, wch hath some Resemblance wth this, Retracted. Vid fol 56.

Liber B B To the hon^{ble} the Gouerno^{r} & Councell of Maryland.

The humble Pet^{n} of Will^{m} Lawrence, Sheweth

That whereas Anne Beach of this Prouince on the 22th January 1663 did by Deed under her hand writing freely giue unto her Daughter Mary, who was th^{e} Wife of yo^{r} Pet^{r} One Cowe & one heifer, w^{ch} Cattle wth their encrease, yo^{r} Pet^{r} demanded of Thomas Innes, who hath marryed th^{e} afores^{d} Anne Beach, But is denyed them & therefore hath entred his suite. Humbly beseaching y^{r} hon^{rs} to take th^{e} p^{r}mises into yo^{r} Consideraõns & graunt order th^{t} th^{e} s^{d} Innes doe forthwth deliuer yo^{r} Pet^{r} his s^{d} Cattle, & pay Costs and Charge of suite, & hee shall pray &c:

Will^{m} Lawrence pl̄f }
Thomas Innes dēft } The dēft Confesseth that there was a wrighting made by th^{e} s^{d} Anna Beach of a gwift of Cattle notwthstanding th^{e} s^{d} Anne did neyther Record it, nor made a deliuery of th^{e} same, Keeping th^{e} power in her owne hand to alter th^{e} same, according as shee thought to bee more Conuenient for her Children. To w^{ch} th^{e} pl̄f replyeth, That hauing th^{t} wrighting or Deed in his keeping, hee caused the same to bee Recorded.

The Judgm^{t} of th^{e} Board is that th^{e} pl̄f ought to recouer the Cattle, And Ordered that hee receaue & recouer th^{e} same from th^{e} dēft.

Know all men by these p^{r}nts That I Thomas Gerard Esqꝫ Doe hereby ordaine & appoynt Thomas Nottley merch^{t} to bee my lawfull Attorney, To plead to & answere all accõns w^{ch} I haue commenced att th^{e} next Prouinciall Court held th^{e} 8th day Instant September, or w^{ch} are Commenced ag̅st mee th^{e} s^{d} Gerard by any p^{r}son whatsoeu^{r}, And what my s^{d} Attorney shall Lawfully doe or Cause to be done in & about th^{e} p^{r}mises, I doe hereby allow of ratify & confirme as if I were there p^{r}nt att th^{e} doeing thereof my selfe. Wittnes my hand this 5th day of Septemb^{r} Año 1663. Tho: Gerard

Wittnes Rob^{t} Slye George Reynolds.

[p. 112] Thomas Gerard pl̄f }
Anne Haggett dēft } The pl̄f declares ag̅st th^{e} dēft in an accõn of Debt, and demands th^{t} th^{e} dēft as Adm̄istratrix to th^{e} Estate of humphrey Haggett her husband Deceased, doe forthwth pay unto th^{e} pl̄f th^{e} sum̄e of Thirteene hund^{d} pownds of good Tob. & cask Due & oweing by th^{e} s^{d} Humphrey Haggett Deceased unto th^{e} pl̄f, as may appeare by one Bill under th^{e} hand of th^{e} s^{d} Humphrey Haggett bearing date th^{e} 27th day of May 1661. The w^{ch} s^{d} Debt or sum̄e of Tob th^{e} pl̄f hath demaunded of th^{e} dēft as Adm̄istratrix afores^{d} to satisfy & pay, But shee th^{e} dēft hath & still doth refuse to satisfy or pay th^{e} same. Wherefore the pl̄f Craueth Judgm^{t} of this hon^{ble} Court ag̅st th^{e} dēft for th^{e} s^{d} Debt of 1300^{l} Tob, & for cost of suite Tho: Gerard.

To wch the dēft Craues Reference till next Prouinciall Court, Liber B B alleaging tht shee knew nothing of this Debt demanded by the pl̄f, neyther knoweth shee whither the whole Debt or part thereof bee satisfyed (if it bee her husband Haggetts Bill) to the pl̄f.

This Bill bindeth mee Humphry Haggett of the Prouince of Maryland my heyres & assignes to pay or cause to be payd unto Mr Thomas Gerard Esq his heyres or assignes the sum̄e of Thirteene hundd pownds of good sownd merchble & well Condic̄oned Tob & Cask to bee payd att my owne Dwelling Plantaōn att or before the Tenth day of Nouembr next ensuing. Wittnes my hand the 27th May 1661.
Test John Hobbs Tho: Lomax. Humph: Haggett.

Thomas Lomax sayth, That hee writt this Bill & tht it was Humphrey Haggett act & Deed.

Ordered tht this Cause bee Respited till next Prouinciall Court, And tht then the dēft proue paymt of the Bill, or ells to satisfy & pay the same to the pl̄f.

To the honble the Gouernor & Councell of Maryland.

The humble Petn of Elizabeth Willan Adm̄istrix of Richard Willan, Sheweth

That yor Petr being molested & troubled by many & seuerall prsons for Tob deposited in the hands of Yor Petrs late husband being then sheriffe, Wch Tob was receaued & disposed of by Mr John Hammond yor Petrs husbands undersheriffe, Who gaue in Bond to yor Petrs husband to saue & secure him harmelesse. Wherefore yor honrs Petr [p. 113] humbly Craues Judgmt for the sd Bond & shee shall pray &c:

Elizabeth Willan pl̄f } The Dēft desyreth tht the writt may abate.
Anne Hammond dēft } The Judgmt of the Court is that there was sufficient matter to proceede. The Dēft Craueth Respite till next Prouinciall Court, wch was graunted.

Anne Hammond pl̄f } The Informaōn or Declaraōn not appearing
Elizabeth Willan dēft } positiue, The pl̄f nonsuited.

Elizabeth Willan pl̄f } The pl̄f sueth for Certaine Tob. Depos-
Willm Hollingworth dēft } ited in the hands of the Dēft by Mr John Hammond &c: The dēft by his Attorney Craueth Respite till next Prouinciall Court, by wch time Mr Hollingworth will be in here, who is dayly easpected, & then make answere to what shall bee alleaged a̅gst him himselfe, Wch was graunted.

To the honble the Gouernor & Councell of Maryland

The humble Petn of Thomas Dent the Attorney of John Saffin, Sheweth, Liber B B That M^{r} Will^{m} Battin dyed indebted unto yo^{r} Pet^{r} th^{e} sum̄e of 4420^{t} Tob & Cask, as by Bond appeareth, Wherefore yo^{r} Pet^{r} humbly Craues order of this hon^{ble} Court for th^{e} s^{d} Tob, ag̅st th^{e} Adm̄istratrix of th^{e} s^{d} Battin wth Cost of suite, And hee shall pray &c

John Saffin pl̄f }
Margery Battin dēft } The pl̄f sueth as in his Pet^{n} for Tob, But not according to th^{e} writt entred, It being for money Sterl. The Dēft therefore Craues abatem^{t} of th^{e} writt, W^{ch} was graunted.

Warr^{t} to th^{e} sheriffe S^{t} Maries County to Impanell 2 Juries, Viz^{t}, a Grand Jury & Petite Jury, & to make Ret. forthwth. By order of th^{e} Board Will^{m} Bretton/

Vid fol. 53. & 54. To th^{e} R^{t} hon^{ble} th^{e} Gouerno^{r} & Councell of Maryland

The humble Pet^{n} of John Tucker, Sheweth

That wheares there is an Order of Court passed ag̅st him for 3000^{t} & odde Tob. to Raymond Staplefort, Yo^{r} Pet^{r} neuer hauing had th^{e} Consideraōn of th^{e} s^{d} Debt, Humbly Craueth Iniunction to stop further proceedings in Common Law & to haue a hearing in Chancery. And hee shall pray &c:

[p. 114] Vid fol. 54. Ordered by th^{e} Board that th^{e} Judgm^{t} yesterday passed ag̅st th^{e} Pet^{r} bee suspend^{d}, it being for Three Thows^{d} one hund^{d} seuenty Two pownds of Tob & Cask, And th^{t} Raymond Staplefort then pl̄f, haue till next Prouinciall Court to make his demand appeare due: & answere to what is obiected ag̅st th^{e} Bill by th^{e} Pet^{r} Concerning th^{e} Consideraōn receiued, for w^{ch} th^{t} Bill was passed.

Ret. Writt Sheriffe for Grand Jury & warned.

fforeman

M^{r} Thomas Nottley
German Gillett
Robert Hooper
John Lumbrozo
Will^{m} Harper

John Metcalfe
Robert Robins
George Marshall
Henry Spinke
Thomas Taylor

Thomas Simpson
Peter Mills
Nicholas Yowng
ffrancis Anketill
Henry Pennington

All sworne.

Then M^{r} Attorney Grāll prefers this Inditem^{t}.

Lett it bee enquyred for th^{e} R^{t} hon^{ble} th^{e} L^{d} Prop^{r} whither Elizabeth Greene of S^{t} Michaels Hund^{d} in th^{e} County of S^{t} Maries att th^{e} howse of th^{e} s^{d} Elizabeth Greene a Certaine acquittance dated th^{e} third of March 1659 in these words (Viz^{t}) " Receaued th^{e} 3 of " March 1659 Bee it knowne unto all men by these p^{r}nts That I " Tegar Winn haue receaued of Henry Potter ffowre hogsh^{ds} of " Tob weighing neate 1692, & Three flitches of Bacon w^{ch} came to

Vid supra fol. 48 & fol. 57

" 2 hund^{d} 30-9, W^{ch} I receaued as an Attorney of Rob^{t} Kings for Liber B B
" his use in full satisfaction for a mayde seru^{t} w^{ch} th^{e} Wife of Henry
" Potter past her Bill, The bill being taken by th^{e} Dunkarke. The
" sum̃e of th^{e} s^{d} Bill 1-9-3-1. Teagar X Win his marke. Henry
" Kinton, Daniel Spences Henry Dosen ⟶ his marke. Did cause to bee forged by Richard Jones seru^{t} to th^{e} s^{d} Elizabeth Greene. And th^{e} same soe forged did att this Prouinciall Court offer to Euidence, Contrary to Law in that Case Prouided, his L^{ps} Rule & Dignity.

W^{ch} Being Read the Juro^{rs} went to consider thereof, by themselues, & their Verdict.

The Court adiorned by th^{e} Leiu^{t} Ġrāll for Two howres.

The Court mett againe All p^{r}nt as afore. The Grand Juro^{rs} Brought in their Verdict (Viz^{t}) Billa Vera

Writt to th^{e} Sheriffe of S^{t} Maries County to putt th^{e} s^{d} Elizabeth Greene into safe Custody.

Att a Court held th^{e} 5th March 1662 in Caluert County [p. 115]

Thomas Sprigge Thomas Letchworth } Commis^{rs}
Thomas Brooke Charles Brooke }

Thomas Courtney pl̄f }
ffrancis Anketill dēft } The Pet^{n} of th^{e} pl̄f sheweth, That whereas ffrancis Anketill keepeth an Vnlawfull Dog, w^{ch} Dog hath bitt & wownded yo^{r} Pet^{rs} Wife, & can haue noe satisfaction from th^{e} s^{d} Anketill, Yo^{r} Pet^{r} humbly addresseth himselfe to this Court, & Brings his accōn ag̅st th^{e} s^{d} Anketill to th^{e} ualue of Two Thows^{d} ffiue hund^{d} pownds of Tob Damages.

The Dēft in this Cause Craueth an Appeale to th^{e} Prouinciall Court, W^{ch} was Granted. James Thompson, Clerke

Thomas Courtney pl̄f }
ffrancis Anketill dēft } To this the dēft sayth, That hee keepeth noe such Dog, Neyther hath hee any such Dog by him, And that th^{e} thing was accidentall & thereuppon hee killed that Dog & that neyther himselfe, nor any other, did sett that Dog uppon th^{e} pl̄fs Wife shee being his sister.

The Judgm^{t} of th^{e} Board is, Noe Cause of accōn.

John Abington pl̄f }
Hannah Lee dēft } The pl̄f demandeth of th^{e} dēft ffiue Thowsand ffowre hund^{d} & Twelue pownds of Tob & Cask due by Bill dated 18th Septemb^{r} 1662. The dēft sayth th^{t} shee hath satisfyed 3318^{t} Tob. out of th^{t} Bill w^{ch} th^{e} pl̄f alloweth.

And th^{e} s^{d} Hannah Lee Confesseth Iudgm^{t} for Two Thowsand ninety fowre pownds of Tob & Cask, to M^{r} John Abington, It being th^{e} Ballance of th^{e} s^{d} Bill.

Liber B B To the honble the Gouernor & Councell.

The humble Petn of Peter Joy & John Mirth, Sheweth.

That whereas Daniel Goldson, who was father to yor Petrs wife, some yeares since departed this life, Left a Considerable Estate in the hands of Dorothy his Wife, whom by Will hee made his absolute Executrix, The wch Estate (as by Will may appeare Relaōn being thereunto had) was to bee kept whole & entyre uppon the Plantaōn Left by the foresd Deceased. But now soe it is tht the sd Executrix since marryed wth Giles Sadler, & after the sd Sadlers Decease marryed againe wth Mr Hugh Sanley, Who hath wholly nullated the will of the sd Goldson by selling the Cattle & hoggs, & taking the seruants of from the sd Plantaōn, Contrary to the Will of the sd Goldson, All wch ought to haue beene kept entire uppon the sd Plantaōn, untill yowng Daniel Goldson yor Petrs Brother in Law should haue come to age. Neyther hath the Executrix, or any other for her, as yor Petr yett knoweth of, gyuen an accompt of the sd Goldsons Estate, as [p. 116] touchings the orphans, allthough by Law in this Prouince Admīstrators or Executrs are thereby Engaged soe to doe. By wch neglect yor Petr humbly Conceiues, tht if not timely preuented, both himselfe wth the other Orphans (concerned in the sd Will) will bee utterly depryued & outted of their iust dues, wherefore yor Petr humbly Craues tht yor honors will take the prmisses into serious Consideraōn, & Graunt yor Petrs such Releife as Law & Equity hath prouided in such Cases, & yor Petrs &c: shall pray &c:

Vid the deposns fol. 118. This Cause att the request of Mr Hugh Stanley, (who is now interested in tht Busines) Is Respited till next Prou: Court.

Capt Tho: Manning }
Att: Jō: Edmondson } plf } This Cause was by Appeale from Caluert County Court. Retracted.
ffrancis Gill, Att: }
Henry Mitchell } dēft }

Bee it knowne unto all men by these prnts tht I Luke Barber make & appoynt my worthy ffreind Mr Tho: Nottley my true & lawfull Attorney in a suite depending this Court betweene Henry Spinke & Elionor his Wife & my selfe, And whatsoeur my sd Attorney shall act or doe, I bind my selfe by these prnts to ratify & confirme in as ample manner as if I my selfe were then and there prsonally prnt. Wittnes my hand 10th Septembr 1663. L Barbier

Testes John Gittings Robt Clarke.

To the Rt honble the Lord Leiut & Councell of the Prouince of Maryland.

The Humble Petn of Henry Spinke, Sheweth.

That yor Petrs Wife being summoned to make her prsonall appearance att a Court held att New Towne the sixteenth day of June last past, to testify her knowledge in a Cause then & there depending betwixt Beniamin Hunton pl̄f & D^{r} Luke Barbier dēft, uppon penalty of 500^{t} Tob. in case of not appearing, She, according to th^{e} summons made her appearance, And when shee was gyuing in her testimony uppon oath D^{r} Barber (contrary to that Law, w^{ch} doth prouide for th^{e} safety & security of Wittnesses) in a reproachfull & slanderous manner called yo^{r} Pet^{rs} Wife whoare, And th^{e} s^{d} D^{r} Barbier did then & there affirme seuerall times that shee was a whoare, Saying th^{t} hee had caught her wth her Coates up, & that Rogue Tom Hughes wth his breeches downe, in such uncyuell accōns nott fitt to bee named, And further th^{t} hee brought in none but Rogues & Whoares wth him, some from Newgate: some from Bridewell: & some from th^{e} Whipping Post, Saying, And thou wert th^{e} Impudance of all, By your Pet^{rs} Wife, shee comming in his seru^{t}, And allsoe th^{t} her oath was false & malicious, w^{ch} hee would proue. Now soe it is th^{t} yo^{r} Pet^{rs} Wife hath beene allmost these fiue yeares in this Country, wthout th^{e} least blemish of immodesty th^{t} Carping enuy could suspect, eyther in her behauio^{r}, speech, or carriage, as is manifest to all her neighbours, wth whom shee hath bene conuersant, And th^{t} her Educaōn & former life in England being knowne to diuers in this Country to bee noe other but honest, modest & Ciuill, Butt now by those slaunderous speeches of th^{e} afores^{d} Barbier, w^{ch} hath so wounded her in her creditt, Reputaōn & hono^{r} (w^{ch} is far dearer then life) That all th^{e} uertues of her former life is blasted & shee blazed for a whoare & Strumpett, unlesse yo^{r} hon^{rs} doe graunt her Reparaōn ag̅st th^{e} s^{d} Barbier, w^{ch} yo^{r} Pet^{r} Conceiues yo^{u} ought in Justice & hono^{r} to doe, Least this stands for a President for futurity, for such abusiues ffellowes not only to abuse Wittnesses in Contempt of Gouerm^{t} & lawfully summoned: Butt allso take the Priuiledge to slaunder & abuse all Woemen lett them be euer soe Innocent (noe mans Wife Excepted) Wherefore hee humbly Craues th^{t} th^{t} Cause may bee tryed by an able Jury, & shee repayred according to th^{e} meritt of th^{e} offence. And hee shall euer pray &c:

Liber B B

[p. 117]

Henry Spinke pl̄f } This Cause is Respited till next Prouinciall
D^{r} Luke Barbier dēft } Court, And the Court ordered the Clarke to take th^{e} Depos^{ns} of all those now summoned in this Cause, & to giue Copies thereof eyther to pl̄f or dēft (if demanded) whereby to prepare themselues ag̅st next Prouinciall Court.

John Jerome aged 24 yeares or thereabouts sayth uppon Oath, That att th^{e} Court att New Towne D^{r} Luke Barbier called Henry Spinks wife whoare, And sayd th^{t} hee would proue it, for hee sayd th^{t} hee caught her wth her Coates up about her middle, & Thomas Hughes wth his Breeches about his heeles, & in most unciuill accōns. And th^{e} s^{d} D^{r} Barbier further sayd th^{t} her oath was malitious & false, & thereuppon threw it to M^{r} Hall & bid him enter it, for hee would

Liber B B proue it, & sayd tht hee brought none but Rogues & whoares along wth him out of England: some out of Bridewell & some out of Newgate, & shee was the arrentest whoare that came.

Sworne in open Court before me John Jerome.
Willm Bretton Clk.

Peter Mills, sayth uppon oath That att St Maries County Court held the 16th day of June last, After Elionor Spinke had taken her oath agst Dr Luke Barbier, in a Cause depending in the sd Court The sd Barber called Elionor Spinke whoare, & tht hee had taken her wth her Coates up to her middle; And tht Rogue Tom Hughes wth [p. 118] his Brittches downe, & tht hee would take his oath of it, & tht hee did bring into the Country wth him none but whoares & Rogues, some from Bridewell, some from Newgate, & some from the Whipping post & then Poynting to the sd Elionor hee sayd, & thou wert the Impudentest whoare of them all. And further hee sayd tht her Oath was false & malitious, & hee made noe question but to proue her periured, & a great many other uery long speeches. Peter **P** Mills
mark

Sworne in Court by mee
Willm Bretton Clk.

Henry Hyde aged 26 yeares or thereabouts sayeth uppon Oath, That in an open Court held att Newtowne the 16th day of June 1663 hee heard Dr Luke Barbier call then & there Henry Spinkes Wife Whoare, & sayd hee tooke her wth her Coates up & Thomas Hughes Breeches down, & uppon his Wifes bed, & hee sayd they were nought together. And being demanded whither hee would proue that, Hee answered hee would take his oath uppon it, & sayd it was uery true for hee immediately gaue her Correction for it, And there was none but whoares & slutts tht hee brought into this County, such as were brought out of Bridewell & Newgate, whereof shee was the most impudentest, & further sayth not Henry Hyde.

Sworne by me in Court Willm Bretton

German Gillett sweareth the same wth Henry Hyde ut supra, And ffurther tht Dr Barber sayd That shee (Vizt) Spinks Wife was not only a whoare: But tht hee would proue & maintaine her a whoare.

Sworne in Court by mee German **A** Gilletts
Willm Bretton. marke

Michael Higgins sworne sayth tht Mr Hugh Stanley sould of Daniel Gouldsons Estate Two Cowes wth Two Cowe Calues, unto Timothy Goodridge; one Cowe wth a Cowe Calfe, unto Willm Turner, One Cowe wth a Cowe Calfe, unto Dr Stephen Clifton, Two hoggs to the sd Willm Turner, one hogge to this Depont the sd Michael Higgins, And further tht the sd Stanley carryed from the sd Gouldsons plantaōn ffiue hoggs & ffiue piggs the wch were appraysed to six hundd pownds of Tob, And tht Mr Stanley hyred a seruant named

John Owins unto this Depon^{t}, w^{ch} s^{d} seru^{t} run away, & further sayth not. Michael Higgins. Liber B B

Jurat in Cour^{t} Will^{m} Bretton.

Thomas Booth iurat idem uerbatim cum Michael Higgins
Jurat Corā me Will^{m} Bretton/

M^{r} Attorney Grāll, pl̄f
John Hammond
Will^{m} Dauies defts
Samuel Allcock

Cap^{t} John Norwood (being called) informes th^{e} Court th^{t} by order from th^{e} Captaine of th^{e} Trayned Band, to wit, Cap^{t} Thomas Bessone, hee seized & marked Certaine Tob for a ffine of John Hammonds, W^{ch} s^{d} Tob (soe seized as afores^{d}) was disposed of & payd away by Thomas Hammond his ffather, after that it was soe marked in Contempt of th^{e} Law & order prouiding in th^{t} behalfe, & gouerm^{t} here. Thomas Hammond Confesseth in open Court th^{t} hee tooke, & payd away one hogshead of Tob, to his owne use, soe marked & seized by Cap^{t} John Norwood then sheriffe. [p. 119]

Ordered thereuppon th^{t} Cap^{t} John Norwood bee accountable to th^{e} L^{d} Prop^{r} for th^{e} Tob. soe seized by him, And th^{t} hee bee left for his Remedy āgst Thomas Hammond in accōn of Trouer & Conuersion, or any other Lawfull way.

M^{r} Attorney grāll, pl̄f
Will^{m} Dauis Dēft

Cap^{t} Norwood allso informes th^{e} Court, th^{t} by order from th^{e} Cap^{t} of th^{e} Trayned Band hee seized & marked Certaine Tob. for a fine, w^{ch} was afterwards payd away & disposed of by th^{e} s^{d} Dauis or his order.

W^{ch} being acknowledged, Ordered th^{t} Cap^{t} John Norwood bee accomptable for th^{e} same, & th^{t} hee bee left to his remedy āgst th^{e} deft in accōn of Trouer & Conuersion or any other lawfull way.

M^{r} Attorney Grāll pl̄f,
Samuel Allcock Dēft

Cap^{t} John Norwood allsoe informes āgst this th^{e} dēft, shewing th^{t} whereas as afore hee seized & marked Certaine Tob, W^{ch} notwthstanding th^{e} Tob soe marked as afores^{d} was payd away & disposed of by him.

Wc^{h} Acknowledged, Ordered th^{t} Cap^{t} Norwood bee accomptable for th^{e} s^{d} Tob, & th^{t} hee bee Left to his remedy āgst th^{e} dēft in accōn of Trouer & Conuersion, or any other Lawfull way ut supra.

To the R^{t} hon^{ble} th^{e} Gouerno^{r} & Councell of Maryland.

The humble Pet^{n} of John Norman Sheweth.

That whereas yo^{r} Pet^{r} impleaded Thomas Emerson att Anarundell County Court, for his freedome, who did there ioyne issue & had tryall by a Jury, who brought in their Verdict th^{t} yo^{r} Pet^{r} was ffree, & did Likewise award th^{e} s^{d} Emerson to pay Costs of suite, Whereuppon yo^{r} Pet^{r} had Judgm^{t} graunted uppon th^{e} s^{d} Verdict, W^{ch} yo^{r} Pet^{r} humbly conceiues to bee th^{e} finall end of th^{t} suite; Vnlesse th^{e}

Liber B B Jury bee questioned by writt of Error, & whereas John Brewer hath uniustly molested yor Petr pretending to sue yor Petr in Chancery, Whereuppon yor Petr hath appealed to yor honrs to confirme the Judgmt of Anarundell County Court uppon the Verdict of the Jury wth Costs of suite & hee shall pray &c:

[p. 120] These prnts testify tht I John Brewer of the County of Anarundell doe hereby constitute & appoynt Mr Samuel Chew of the same County to bee my true & lawfull Attorney to prosequute a suite depending betweene mee (as adm̄istrator of the Estate of John Hatton Deceased) & John Normand: And to make one Attorney or more under him, according as hee my sd Attorney shall see cause, And doe hereby giue & graunt unto my sd Attorney or Attorneys as full power to act in the prmises, as if I my selfe were there prsonally prnt, as Wittnes my hand this 25th of August 1663. John Brewer.

Signed in the prnce of us
Samuel Withers Rog: Grosse.

ffor the better explayning of the Case the Record of the County Court of Anarundell as are as followeth.

Normans Indenture This Indenture made the fowrth day of Decembr 1662, Between John Normand of the one parte, & John Hatton of the other parte, Wittnesseth tht John Normand doth Couenant & agree wth John Hatton to serue him the tearme of three yeares seruice in Virginia hee the sd John Hatton, finding & allowing the sd John Norman, meate, drinke, & lodging wth other necessaries during the sd tearme, And att the end of the sd tearme to pay unto the sd John Normand according to the Custome of the Country. As wittnes my hand & Seale this ffowrth day of December 1662 his marke
Tested by John ffeilder Oliuer Wigg. John X Normand
& Seale O

These prnts doe testify tht if I John Normand doe pay unto John Mr Hattons Noate. Hatton the sum̄e of Two Thowsd pownds of Tob & cask, Then the sd John Normand shall haue his ffreedome to himselfe, as wittnes my hand this ffowrth day of Decembr 1662. John Hatton
Wittnesse Oliuer Wigg John ffeilder

June 10th

Normands Petn To the Rt worll the Commisrs for the County of Anarundell

The humble petn of John Normand, Sheweth.

That yor Petr was a seruant to John Hatton gentn Deceased wth condic̄on to serue the sd Hatton, but noe assignes or any other prson whatsoeur. And therefore yor Petr Craueth his ffreedome, being hee was to bee free att the Death of the sd John Hatton. And yor Petr shall pray &c: The marke X of
John Normand

Liber B B [p. 121] Order of th^{e} County Court.

Whereas John Norman p^{r}sented a Pet^{n} to th^{e} Court for his ffreedome the s^{d} Normand being transported into this Prouince by & att the Charge of M^{r} John Hatton merch^{t} Alleaging himselfe to bee ffree att th^{e} Death of th^{e} s^{d} John Hatton, And thereuppon desyred a Jury, W^{ch} being graunted, & a Jury impanelled, The s^{d} Jury uppon mature deliberaōn uppon th^{e} premises: By their Verdict declared th^{e} s^{d} Normand a ffreeman. The Court hath therefore ordered th^{e} s^{d} Normand his ffreedome & allso hath ordered th^{e} s^{d} Normand to pay all Costs & charges.

The names of th^{e} Juro^{rs}

Will^{m} Hopkins	James Sowthward	Dauid Stewart
Henry Catelin	Cornelius Howard	John Ewen
Will^{m} Crouch	John Sison	Nicholas Gassoway
Emanuel Drew	Will^{m} Hills	Will^{m} Toulson.

Juries Verdict

Wee the Juro^{rs} uppon matter depending betweene Thomas Emerson & John Normand, hauing maturely Considered thereof wee unanimously conclude th^{e} s^{d} Normand to bee a ffreeman, & doe award th^{e} s^{d} Emerson to pay Costs of suite

ffforeman Will^{m} Hopkins

To the Comis^{rs} of this County

10th August M^{r} Brewers Pet^{n} after Judgm^{t}

The humble Pet^{n} of John Brewer in th^{e} behalfe of John Hatton, Sheweth.

That whereas John Normand p^{r}ferred a Pet^{n} to this Court for his freedome, & uppon it Craued a Jury, w^{ch} th^{e} Court Graunted, & the Juro^{rs} by their Verdict freed him, Wherefore yo^{r} Pet^{r} desires Releife in Chancery, & desyres order for a ualuable Consideraōn for his transportaōn, w^{ch} is butt a reasonable demand & in Equity & Conscience can nott bee denyed And yo^{r} Pet^{r} shall pray &c:

Normands Appeale

John Normand Craues an Appeale to th^{e} Prouinciall Court. An Appeale is graunted by th^{e} Court (unto John Normand) unto th^{e} Prouinciall Court depending betweene M^{r} John Brewer pl̃f, Adm̃istrato^{r} of th^{e} Estate of M^{r} John Hatton merch^{t} Deceased, And the s^{d} Normand dẽft, The s^{d} Normand putting in Security to pay dowble Costs & dam̃ages if cast in th^{e} suite.

Bond of Security

Know all men by these p^{r}nts th^{t} Wee John Normand Will^{m} Hopkins & John Sison stands firmely bownd unto th^{e} Lord Proprietary & his heyres in th^{e} sum̃e of Ten Thows^{d} pownds of casked Tob, to bee payd unto th^{e} s^{d} Lord Proprietary or his heyres. Signed wth o^{r} hands & dated th^{e} Tenth day of August, 1663.

The Condic̃on of this obligaōn is such, That if th^{e} aboue bownden John Normand doe appeare att th^{e} next Prouinciall Court, to prosequute th^{e} suite depending betweene John Brewer Adm̃istrato^{r} of th^{e} Estate of M^{r} John Hatton merch^{t} & John Normand late a seruant to

Liber B B [p. 122] th^{e} sayd Hatton, & there to abide th^{e} Judgm^{t} of th^{e} Court: & if cast in th^{e} suite pay dowblė Costs & Damages, That then this p^{r}nt obligaōn to bee uoyde, or else to remaine in force.

Signed in th^{e} p^{r}nce of
Sam: Chew sheriffe
A Skinnar Cler. Com^{t}

John Sison
Will^{m} Hopkins
marke
John X Norman

Vera Copia Test me A Skinner, Cler. Com.

Hitherto th^{e} Rcor^{d} of th^{e} County Court.

John Norman pl̄f
Attorney M^{r} Homes
John Brewer dēft
Attor: M^{r} Chew.

The whole Busines being read, & skanned by this Court, The Judgm^{t} of this Court is th^{t} M^{r} John Brewer cannott be releiued in Chancery in this Cause, By reason of th^{e} Act Limitting seruants times, The s^{d} John Normand being bownd by Indenture, by w^{ch} th^{e} Court must be directed, & stand to as it directly lyeth by th^{e} words as in th^{e} s^{d} Indenture is expressed. Whereuppon th^{e} Judgm^{t} of Anarundell County Court is Confirmed to bee ualid & iust, And th^{e} s^{d} John Normand is dismissed wthout day.

Whereas att a Prouinciall held att S^{t} Maries on th^{e} 7th day of Octob^{r} 1662, John Little obtayned Judgm^{t} aḡst Andrew Dickson & Griffith George for 1915^{t} Tob, & one man seru^{t} for w^{ch} th^{e} s^{d} John Little tooke out Exequūon for Ten Thows^{d} pownds of Tob, Bearing date 20th of January 1662, on th^{e} backside of w^{ch} writt of Exequūon it is written as followeth (Viz^{t})

These p^{r}nts wittnes th^{t} I John Little doe release & discharge Andrew Dickson & Griffin George of all debts dues & demands from th^{e} beginning of th^{e} world to the date hereof, & more p^{r}ticularly of the wthin written Exequūon. Wittnes my hand this 15th of August 1663.

Wittnes George Hardestie
Thomas Manning.

mrke
John IL Little

The p^{r}nts wittnes th^{t} I John Little doe make my ffreind Tho: Manning to bee my Attorney to acknowledge att th^{e} Prouinciall Court th^{e} aboue written discharge to bee my Act & Deed. Wittnes my hand this 17th August 1663.

Wittnes George Hardestye
John H Leech
marke

mrke
John IL Little

[p. 123] Came into th^{e} Court Cap^{t} Thomas Manning, & according & by uertue of his Letter of Attorney doth release Andrew Dickson & Griffin George from th^{e} Exequūon & Judgm^{t} of John Little obteyned 7th Octob^{r} 1662, as aboues^{d}.

John Lumbrozo informes th^{e} Court aḡst John Legatt minister how th^{t} th^{e} s^{d} Legatt marryed wthout Lycence, or asking of th^{e}

Banes according as is prouided by Act of Assembly Daniel Macdonall to a mayd seruant tht Beniamin Hammond sold to the sd Madonell this Last Spring, And Likewise tht the sd John Legatt marryed John Gee wthout Lycence as aforesd to a mayd seruant belonging to Mr Robt Slye, Wch sd mayd was ffree from the sd Slye the last Spring. Liber B B

Know all men by these prnts that I John Legatt of Charles County Clerke doe Constitute ordaine & appoynt Mr Thomas Nottley my true & Lawfull Attorney, in my name & steed to answere & plead to Two Accōns commenced ag̅st mee by the Ld Propr att the next Prouinciall Court to bee held att St Maries the 8th instant, And what my sd Attorney shall doe or cause to bee done in relaōn to the same I doe hereby ratify allow & confirme to bee substantiall & ualuable to all intents & purposes, as if I my selfe were there prsonally prsent att the doeing thereof. In wittnes whereof I haue hereunto sett my hand the 5th Septembr 1663. Jo: Legatte

Wittnessed by Thomas Thorowgood
Thomas Lomax.

To wch Informaōn John Legatt, by his Attorney, pleads not Guilty, And the sd Lumbrozo, not being able to make iust proofe of what is alleaged by him, The Informaōn is Judged nothing.

Mr Richard Smith informes the Court how tht Mr Thomas Manning ioyned in marriage wthout eyther Lycence, or asking the Banes according to Act of Assembly, or other publicaōn Willm Chaplin & Mary Richardson, Wch beeing confessed by him,

Ordered tht Mr Thomas Manning pay ffiue Thowsd pownds of Tob the one moiety to the informer, & the other moiety to the Ld Proprietary, And tht the prsons marryed pay One Thowsd pownds of Tob, the one halfe to the Ld Proprietary, & the other halfe to the Informer as aforesd.

Mr Attorney grãll plf } Moses Stagwell, (being called) informes the
William Ellyote Dẽft } Court how tht Richard Blunt High Sheriffe of the Isle of Kent came to the howse of the Deft, to demand Certaine Tob. due uppon Exequūon, wch the deft refused to pay, Whereuppon hee Layd his Exequūon for part uppon a Boate, wch boate Abraham Bishop att the Instigaōn of the sd Ellyote carryed away [p. 124] not suffering it to bee apprysed. And further tht the sd sheriffe sett the Broad arrow uppon Ellyots Tobacco howse dore, wch the sd Ellyote rased out in contempt of the Law & order prouiding in tht behalfe & Gouermt here. The Tob demandd by Moses Stagwell 320
(Mr Richard Blunts Vndersheriffe is ffor sheriffs ffees Leuies &c: 300
320l Tob, ffor Clk̄s ffees 90l Tob, for want of planting Corne ac- 90
cording to Act of Assembly 300l Tob. 710

Liber B B Ordered That th^{e} s^{d} sheriffs bee accomptable to th^{e} L^{d} Proprietary & others, for th^{e} s^{d} seauen hund^{d} & Ten pownds of Tob, And that they bee left to their Remedy aḡst Will^{m} Ellyote dēft, in accōn of Trouer & Conuersion, or any other Lawfull way.

Vid fol. 19 &c: M^{r} Thomas Mathews according to order of th^{e} Councell 30th of Aprill last brought in his accompt of th^{e} Estate of Edward Cotten, to th^{e} Court w^{ch} s^{d} accompt was not admitted by th^{e} Board.

Vid fol. 183. But ordered th^{t} M^{r} Raph Crouch haue a Generall Release concerning that Estate of Edward Cottons Entred uppon Record

The Court adiorned by th^{e} Leiu^{t} Generall till to morrow morning 9 a Clock.

This day Came Robert Stack, and made his appearance att this Prouinciall Court, according to his Limitaōn & Direction of the Late sheriffe Deceased.

ffriday the 11th Septemb^{r} 1663. All present as yesterday.

John Meeks pl̄f Edward Baker dēft	The pl̄f not appearing, The Cause dismisd wth Charges of Court to th^{e} dēft.
John Pinner pl̄f Edm: Lindsey dēft	John Pinner not appearing The cause dismisd wth Charges aḡst John Pinner.

Sheriffe Ret. his writt for Petite Jury & warned

fforeman,
M^{r} Richard Smith
Humph: Attwicks
Thomas Wentworth
M^{r} Tho: Mathews
George Mackall
Henry Hyde
ffran: Bachelor
John Bogue
John Waghop
Thomas Lomax
M^{r} Zachary Wade
Will^{m} Hewes

Presentm^{t} The Jurors for th^{e} R^{t} hon^{ble} the L^{d} Prop^{r} doe present, That whereas Elizabeth Greene of S^{t} Michaels Hund^{d} in th^{e} County of S^{t} Maries att th^{e} howse of th^{e} s^{d} Elizabeth Greene a Certaine acquittance dated th^{e} third of March 1659 in these words (Viz^{t})

Rec^{d} th^{e} 3 March 1659

Bee it knowne unto all men by these p^{r}nts th^{t} I Tegar Winn haue [p. 125] receaued of Henry Potter ffowre hogsheads of Tob. weighing neate 1692 & three flitches of Bacon w^{ch} came to 3-30-9, W^{ch} I receiued as an Attorney of Robert Kings for his use in full satisfaction for a mayd seruant w^{ch} th^{e} Wife of Henry Potter past her Bill, The Bill being taken by th^{e} Dunkarke. The sum̄e of th^{e} s^{d} Bill 1-9-3-1.

Henry Kinton, Teegar Win X his marke.
Daniel Spences,
Henry Dosen his ↪ marke

Did cause to bee forged by Richard Jones seruant to th^{e} s^{d} Elizabeth Greene. And the same soe forged did att this Prouinciall Court offer to Euidence Contrary to Law in th^{t} Case Prouided, his L^{ps} Rule & Dignity. Liber B B

W^{ch} Presentm^{t} being read, The Prisoner pleads Not Guilty & putts her selfe to bee tryed by her Country.

The Juro^{rs} Returning & answering all of them to their Seuerall names, Their fforeman Returnes their Verdict in Writing (Viz^{t}) Guilty.

The Prisoner called to th^{e} Barre, & hauing nothing to alleadge why Judgm^{t} should not Passe, Ordered th^{t} th^{e} Prisoner bee sett on th^{e} Pillory, & Loose one of her eares, & bee imprisoned for a Twelue-month wthout Bayle or Mainprize, And pay Dowble Costs & Dammages (if demanded) to the party greiued. Writt to th^{e} sheriffe S^{t} Maries County ad Exequendu. Vid. fol. 216

To the R^{t} hon^{ble} the Gouerno^{r} & Councell of Maryland

The humble Pet^{n} of Hugh Stanley Adm̄istrato^{r} of the Estate of Giles Sadler Sheweth

That whereas hee hath payed th^{e} Estate of Giles Sadler, & hath sufficient discharges therefore humbly Craues his Quietus est concerning th^{e} s^{d} Adm̄istraōn & hee shall pray &c:

Hugh Stanley brought into Court his acc^{t} of Giles Sadlers Estate hee being Adm̄istrato^{r} of th^{e} same & demands Quietus est thereon. Ordered th^{t} th^{e} Pet^{r} sett up his name att th^{e} next Prouinciall Court or att th^{e} Assembly, & to stand during the Assembly. Vid. fol. 200

The Court dissolued by Leiut Grāll, And appoynted the next Prouinciall Court to bee holden on th^{e} Eight Day of Decemb^{r} next.

A List of all those who haue sett up their names att this Prouinciall Court in Order to haue Quietus est. [p. 126]

These are to giue notice to all whom it may Concerne th^{t} Joseph Harryson Adm̄istrato^{r} of th^{e} Estate of John Williams late Deceased demands Quietus est uppon s^{d} Adm̄istraōn of th^{e} Estate of th^{e} s^{d} Williams. If any one therefore can alleadge why hee should not haue his s^{d} Quietus est Graunted Lett him underwrite

noe one hath underwritt

Idem Joseph Harryson uppon th^{e} Estate of Thomas Milner.

not underwritt

Idem Stanop Roberts on th^{e} Estate of Alice Harwood.

not underwritt

George Reede on th^{e} Estate of Robert Taylo^{r}

not underwritt

Idem Peter Carwardine on th^{e} Estate of Will^{m} Wright.

not underwritt.

Liber B B Idem Sampson Waring on the Estate of Willm Bisse
not underwritt.

Idem Mary Conner on the Estate of her husband Philip Conner.
not underwritt

Idem John Vanheck on the Estate of Hugh Beuin
not Vnderwritt.

Idem John Vanheck on the Estate of John Mackenny
not underwritt.

Idem Mary Bradnox on the Estate of her husband Tho: Bradnox Vnder writt by German Gillett for satisfaction for Two orders of Court obtayned a̅gst the sd Estate.

Att the Assembly

Idem Hugh Stanley on the Estate of Giles Sadler Touching the publick Leauy Año 1661
not underwritt

August 17th 1663.

The names of the Jury of Enquest To enquyre how Anne Vaughan came to her Death.

ffforeman
Willm Hunt
Nathan Smith
Henry Archer
Nathaniel Smith

Andrew Baker
Jeremy Sudeuan
Henry Perry
John Sallers

Richard Wells
Thomas Boone
Thomas Starling
John Peart

Wee the Jury of Enquest hauing ueiwed the Body of Anne Vaughan serut to Mr Anthony Salloway of the County of Anarundell [p. 127] Doe finde Two wounds in her Throate wth a payre of sizers & one in her Belly supposed to bee wth a knife, & a small wound in her side, wch sd wounds Wee doe suppose to bee the Immediate cause of her death. And wee doe according to the best of our knowledge & Consciences suppose tht shee gaue her selfe the sd wownds & doe Endite her the sd Anne Vaughan of willfull murther & soe wee giue our Verdict under the hand of Our fforeman wth all our Consents the 17th day of August 1663. William Hunt

Sam: Chew Coroner.

Robert Robins d̄d̄s writt a̅gst Richard Dod accōn Case uppon Trouer & Conuersion.

Wart to sheriffe Charles County to arrest &c: Ret next Prouinciall Court to bee held att St Maries 8° Decembr next.

Vid fol. 132. more wittnesses. Summons in ditt to Eund sheriffe to warne Daniel Wind, Mr John Bowles, Mrs Sarah Duglas, Willm Hall & Edmond Lindsey to testify in ditt, 500l Tob. each in Case they appeare not. Ret. ut supra.

Commisn to Mr Henry Adams & Mr Thomas Mathews to sweare the wittnesses. Ret. ut supra. Liber B B

John Saffin (pr Attornat Thomas Dent) d̃d̃s writt aḡst Margery Battin Adm̄istr̄ix of Willm Battin 150l sterl, accōn Debt

Warrt to sheriffe Charles County to arrest &c: Ret. next Prouinciall Court to bee holden &c: 8° Decembr next.

Summons to Eundem sheriffe to warne Edmund Pinson to testify in ditt subpena 500l Tob. Ret. ut supra.

Margery Battin Adm̄istr̄ix &c: d̃d̃s writt agst Bartholomew Getherell accōn Debt 4000l Tob.

Wart to sheriffe Charles County to arrest &c: Ret next Prou: Court 8° Decembr next ut supra.

Daniel Johnson d̃d̃s writt Exequūon agst Willm Robinson according to the order of the Last Prouinciall Court passed aḡst the sd Robinson for Judiciall Charges for 624l Tob. Septembr 30th Vid fol. 109.

Writt ad Exequendū to sheriffe Charles County accordingly.

Edward Horne Recordeth his marke (Vizt) The Right Eare ouer halfed, The Left eare ouer & under notched Like a fflower de Luce.

Philip Caluert Esqꝫ d̃d̃s writt aḡst Hugh Stanley accōn uppon acct October 16th

Warrt to sheriffe Caluert County to arrest &c: Ret. next Prouinciall 8° Decembr next ut Supra.

To the honble the Gouernor & Councell in the Prouinciall Court Assembled. [p. 128]

The hum̄ble Petn of Philip Caluert Esqꝫ Sheweth

That yor Petr being formerly by Commisn from his Lp constituted Treasurer of this Prouince & Receiuer grāll of his sd Rents &c: was for the better Execūon of his sd office & Trust enforced to imploy seuerall Deputy Receauers in the seuerall Counties of this Prouince: for wch Receauers hee was Responsible to his Lp That hee employed Giles Sadler in Caluert County in the sd Office of Deputy Receiuer in annis 1660 & 1661 in wch yeares the sd Sadler receaued seuerall sum̄es as by the acct following Returned by the last Sheriffe to the ualue of 11l-01s-7d½ appeareth for wch yor Petr is charged by his Lps prnt Receaur allthough the sd Sadler neuer payd the sd sum̄es unto yor Petr.

Yor Petr therefore humbly prayes tht Hugh Stanley, who marryed the Relict of the sd Sadler, & is in her right or his owne Adm̄istrator to the Estate of the sd Sadler, & hath in his wrong receaued some of

Liber B B th^{e} s^{d} Rents, may bee compelled to satisfy unto yo^{r} Pet^{r} th^{e} s^{d} Rents wth w^{ch} hee stands Charged. And yo^{r} Pet^{r} shall pray &c:

	ł. s. d.
Tho: Barbery in 1660	00:07:06
Watts & Alexander in 1660	01:05:00
Hopkins 1660	00:09:04½
Will^{m} Chaplin	00:18:00
Will^{m} Philips	02:03:09
Thomas Reade	00:04:00
M^{r} Rich: Bennett	02:06:00
Carre	00:05:00
Carre to Hugh Stanley	00:18:00
Sampson Waring	00:17:00
Carre to Stanley	00:18:00
	11:01:07½

Octob^{r} 31th Henry Sewall Esqꝫ d̄d̄s writt agst Will^{m} Hollingworth accõn Debt for 900ł Tob. & Cask.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prou: Court to bee holden att S^{t} Maries 8° Decem^{r} next

To th^{e} hon^{ble} the Gouerno^{r} & Councell in th^{e} Prouinciall Court assembled.

The humble Pet^{n} of Henry Sewall Esqꝫ Sheweth

That Cap^{t} Nicholas Gwyther was indebted th^{e} last yeare to yo^{r} Pet^{r} in th^{e} sum̃e of 900ł Tob. & Cask: for w^{ch} sum̃e hee gaue yo^{r} Pet^{r} a Noate Requesting M^{r} Will^{m} Hollingworth to pay th^{e} same, W^{ch} noate M^{r} Hollingworth did accept of, And gaue yo^{r} Pet. from under [p. 129] his hand to pay the same to him, wth in six months after the date thereof, w^{ch} s^{d} noate beares date 8° May 1663, w^{ch} notwthstanding th^{e} s^{d} Hollingworth refuseth now to pay th^{e} same unto yo^{r} Pet^{r}

Hee humbly therefore Craueth this hon^{ble} Court to graunt him order ag̅st th^{e} s^{d} Hollingworth for his s^{d} Debt of 900ł Tob. & Cask, wth Costs of suite & hee shall pray &c:

Philip Caluert Esqꝫ d̄d̄s writt ag̅st Anthony Griffin Accõn acc^{t}

War^{t} to sheriffe Talbott County to arrest &c: Ret. next Prouinciall Court &c: 8° Decemb^{r} next.

To the hon^{ble} the Gouerno^{r} & Councell in the Prouinciall Court assembled

The humble Pet^{n} of Philip Caluert Esqꝫ Sheweth

That yo^{r} Pet^{r} being formerly by Commis^{n} from his L^{p} constituted Treasurer & Receiuer Grāll of his L^{ps} Rents &c: was for th^{e} better Exequūon of his s^{d} office & trust enforced to imploy seuerall Deputy

Receaurs in the seuerall Counties of this Prouince; ffor wch hee was Liber B B
Responsible to his Lp. That hee employed Anthony Griffin in Talbott & Kent Counties in the sd office in the yeares 1659, 1660, & 1661, In wch yeares the sd Griffin receaued seuerall summes, as by the acct following Returned by the last sheriffe to the ualue of 28ł 19s 07d½ appeareth, ffor wch yor Petr is charged by his Lps prsent Receauer allthough the sd Griffin neuer payd the sd sum̄es unto yor Petr

Yor Petr therefore humbly prays tht the sd Anthony Griffin may bee compelled to satisfy unto yor Petr the sd Rents wth wch hee stands charged. And hee shall pray &c:

Talbott County	ł. s. d.
Wickliffe	01:04:09
Trumpington	00:08:08
Knapley	00:06:00
Burton uppon Wallesey	00:08:00
Piebourne	00:10:00
Morgans St Michaells	00:12:00
Morgans Neck	00:06:00
Groscott	00:06:00
Scotts Close	00:08:00
Harriston	00:08:03
Lewes	00:04:00
Plinhimon	00:10:00
Rich Neck	00:12:00
	09:02:02

Kent County	
Kent ffort	06:05:00
Comins	00:05:00
Hogpen Neck	00:06:00
Little Thickett	00:12:00
Parsons Poynt	01:12:00
Woodyard	00:12:00
Martins Neck	00:01..09
Dunnington	00:02:00
Cabbin Neck	01:14:04½
Indian Spring	00:06:00
Belcher	01:04:00
Poplar Neck	02:17:00
Stinton Erickson.	00:12:00
Coppers ffreehold.	00:06:00
Sillyn	00:12:00
Poynt Loue	00:12:00
Loue Poynt	00:03:06
Pig Quarter Neck	00:12:00
Joanes Hole	00:09:00
	19:13:07½

Came Hannah Lee, & acknowledgeth her selfe bownd to the Lord [p. 130]
Proprietary in the sum̄e of Twenty Thowsd pownds of Tob for John Hoyles, Daniel Crowder & Andrew Bashaw, for their appearance the next Prouinciall Court & for their good abearing in the meane Vacatt. Vid. fol. infra 191
time, this first Octobr 1663

Taken before the Gouernor & Secretary.

Know all men by these prts tht I Edward Lloyd of Talbott County Nouembr
gentn for & in Consideraōn of Three Thowsand and ffiue hundd 5th
pownds of Tob payable unto mee by bill taken for the same before the ensealing hereof, Haue for me & my heyres bargayned & sold unto ffrancis Armestrong on the Clifts in Caluert County gentn,

Liber B B Two hund^{d} Acres of Land, Lying & next adioyning unto th^{e} Land of Richard Gorsuch uppon th^{e} Deuiding Creeke, Running out of Armestrongs Bay in Choptank Riuer (Viz^{t}) beginning att th^{e} s^{d} Gorsuch his northermost Bownded Tree, being a Red Oake markd wth ffowre notches, Running for breadth northerly downe th^{e} Bay one hund^{d} perches to a small marked Ceadar markt wth fowre notches the Length into th^{e} woods northeast, according to th^{e} Pattent thereof ffor him th^{e} s^{d} Armestrong & his heyres to Enioy th^{e} s^{d} Land wth all th^{e} priuiledges & immunities thereunto (according to Pattent) belonging for euer, wthout th^{e} Lett, molestaōn or perturbaōn of mee th^{e} s^{d} Edward Lloyd my heyres or Executo^{rs} or any other p^{r}son or p^{r}sons, chalenging or clayming under mee according to Law, And shall uppon Lawfull Call passe th^{e} same Deed in Court. In wittnes whereof I hereunto sett my hand & Seale this 17th of June 1663.

Signed & Sealed in the Ed̄d̄: Lloyd Seale
p^{r}sence of
Jocob Micgielses
Brett Dallender

Summons to sheriffe Kent County to warne Rich: Blunt to testify inter Philip Caluert Esqꝫ pl̄fe, & Anthony Griffin dēft accōn of Acc^{t} Sub pen. 500^{l} Tob. Ret. next Prou: Court ut Supra.

Summons to sheriffe Talbott County to warne John Morgan to testify inter eusdem, &c: Ret. ut supra.

[p. 131] Memorand^{m} that Mary Vtye the Relict of Lawrence Ward, to whom & her heyres, the Estate of th^{e} s^{d} Lawrence was by his Last Will & Testam^{t} demised, Did on th^{e} Sixth day of Nouemb^{r} 1662 att Spes-Vtia in Baltemore County A Certaine Patent by th^{e} Lord Proprietary graunted to ffrancis Van Eynden for Two hund^{d} & ffifty Acres of Land in Patux^{t} Riuer, As allso another Patent by his s^{d} L^{p} to Thomas Warr for ffowre hund^{d} Acres in th^{e} s^{d} Riuer Graunted, Together wth another pattent to Hugh Hopewell & Thomas White for ffifty Acres of Land in th^{e} s^{d} Riuer Graunted, did before mee Philip Caluert Esqꝫ Chancelo^{r} of this Prouince to th^{e} use of the R^{t} Hon^{ble} the Lord Proprietary surrender: As allso a Certaine Bill of Sale dated 18th June 1657 for Ten Acres of Land in th^{e} s^{d} Riuer from John Holfehead to her th^{e} s^{d} Mary Vtye, th^{e} Relict of Lawrence Ward, to his s^{d} Lordship did assigne & sett ouer, as Wittnes my hand this Tenth of Septemb^{r} 1663.

Signed Philip Caluert

[p. 132] Vid. fol. 127. Rob^{t} Robins d̄d̄s summons pro John Neuell, & Ellinor Maurice to testify in his Case ut supra to th^{e} sheriffe of Charles County Ret. next Prou: Court.

Liber B B Nouemb^{r} 16th

Robert Macklin d̄d̄s writt a̅gst John Bagby & Gwy White accōn of Debt

War^{t} to sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court 8° Decemb^{r} next.

To the hon^{ble} th^{e} Gou^{r} & Councell in the Prouinciall Court sitting.

The humble Pet^{n} of Robert Macklin Sheweth.

That John Bagby & Gwy White of Patux^{t} Riuer in Caluert County stand bownd Joyntly & seuerally to yo^{r} Pet^{r} by Bill under their hands Bearing date 18° May 1663 in th^{e} sum̄e of Seauen Thows^{d} pownds of Tob & Cask, ffowre Thows^{d} pownds of w^{ch} sum̄e th^{e} s^{d} John Bagby & Gwy White are to pay this p^{r}nt Crop, The Remainder (Viz^{t}) Three Thows^{d} pownds th^{e} next yeare following, As by th^{e} s^{d} Bill, Relaōn being thereunto had more att large appeareth. Now soe it is That yo^{r} Pet^{r} hauing demanded his s^{d} Debt, according to his Bill, they both of them deny yo^{r} Pet^{r} paym^{t} thereof. Hee humbly therefore Craueth order of this hon^{ble} Court for ffowre Thows^{d} pownds of Tob, according to his Bill, a̅gst th^{e} s^{d} John Bagby & Gwy White, wth Costs of suite. And hee shall pray &c:

Robert Macklin d̄d̄s writt a̅gst Robert Chisick, & John Beale Accōn Debt.

War^{t} to sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court ut supra.

To th^{e} hon^{ble} th^{e} Gou^{r} & Councell &c:

The humble Pet^{n} of Rob^{t} Macklin, Sheweth.

That Rob^{t} Chisick & John Beale of Patux^{t} Riu^{r} in Calu^{rt} County stand bownd Joyntly & seuerally to yo^{r} Pet^{r} by Bill under their hands Bearing date 18° May 1663 in th^{e} sum̄e of ffiue Thows^{d} pownds of Tob & Cask, Three Thows^{d} pownds of w^{ch} sum̄e th^{e} s^{d} Rob^{t} Chisick & John Beale are to pay this p^{r}nt Crop, The remainder (Viz^{t}) Two Thows^{d} th^{e} next yeare following, as by th^{e} s^{d} Bill Relaōn being thereunto had, more att large appeareth. Now soe it is &c:–Craueth order of this hon^{ble} Court for 3000^{ł} Tob, according &c:–ut supra. & hee shall pray &c:

[p. 133] Nouemb^{r} 17th

Daniel Johnson d̄d̄s writt a̅gst William Robinson uppon an accōn of Couenant.

War^{t} to sheriffe Charles County to arrest &c: Ret next Prouinciall Court ut supra.

Summons in ditt to Eund Sheriffe to warne Cap^{t} Josias ffendall, M^{r} Thomas Hussey, Richard Roe ffrancis Kilborne & M^{r} George Tompson to testify sub pena 500^{ł} Tob. Ret. ut supra.

Liber B B John Nutthall d̄d̄s writt ag̅st Richard Ackworth, accōn debt.

Wt to sheriffe Caluert County to arrest &c. Ret. next Prou: Court, ut supra.

John Burage d̄d̄s writt ag̅st John Browne Senr accōn Case.

Wart to sheriffe Anarundell County to arrest & Ret ut suppra

Summons in ditt Hen: Mitchel, Gerard Hopkins, Armigall & Christian Greenwood to testify &c:

Nouembr 23. Walter Hall demands Writt Scire ffacias v Anne Hammond for 1166ƚ Tob. & Cask, besides ffees 77ƚ

Vid Records. Āno 1659. fol. 229. 257 & 275 Wart to sheriffe St Maries County ut in ordinary. Ret. next Prouinciall Court 8° Decembr

Nouembr 25th 1663.

Memorandm tht before the Leiutent Generall & the Chancellor & the Secretary & Jerome White Esqꝫ Came Samuel Cooper Sonne of Sampson Cooper late of Rippon in the County of Yorke in the Kingdome of England Alderman, And desyred Liberty to Choose his Guardian, wch being graunted him by the Leiutt Generall, he Choose Barnaby Jackson of Screttons in St Maries County.

Philip Caluert.

By the Leiutennt Generall & Chancellor of Maryland

Whereas att the last Prouinciall Court holden att St Marys for this prouince 8th Septembr last, The next Prouinciall Court was then appointed to bee held on the Second Twesday in Decembr following Being the 8th day thereof, Now for as much as the houlding of that Court on that day appointed will proue uery inconuinient by reason [p. 134] of the prsent distemper now reigning in the Country, These are therefore to giue notice to all prsons whom it may Concerne That I haue adjourned the said Court to be held on the Eigth day of Decembr as aforesaid untill the second Tuesday in February next being the 9th day thereof, And all writts and other Process issued for that Court intended to bee holden on the 8th of Decembr shall bee returnable on the 9th day of February as aforesaid. Giuen undr my hand this Eigth & twentyth day of Nouembr 1663

Signed Philip Caluert

Thomas Gerard Plantf } The plt declares agt the defendt in an accōn
Richard Mical defendt } of the Case for that whereas the defendt now Serut to the plt by the Lawes of Virginia wher hee was bought to Serue did in the year 1661 Exhibite to this honble Court a Certaine Peticōn therein upon many false and scandelous ascercōns agt

the pl̃t: Craued in Equity his freedome and the pl̃t: being then for Liber B B the prsent Surprized hauing not Euidence here in the prouince to Iustify the keeping of the defendt in Seruice according to the tenor of the purchase was thereby forced to Expose himselfe to Great Cost hazard & trouble in goeing downe to Virginia to prcure the Euidence of Certaine prsons to euade the false Allegations & Accusacōns of the defendt in his said Peticōn mencōned and when the Cause come to ffull tryall by a Iury Cozen for that end they found for the plantiffe and that the defendant should serue the plantf untill the defendt were twenty one yeares of age by the Law of this Country adjudging him then to bee nineteene yeares old being the 8th Octobr 1661 as will appeare by the Records, Wherefore the plantiffe Sayth in Fact hee being unjustly molested put to greate Cost hazard and trouble as aforesaid is dampnifyed by the defendt to the uallue of 4000lb tob and Caske the which hee is ready to make appeare Wherefore hee prayeth of this honble Court Judgment against the defendt for the said fowre thowsand pounds of tobacco and Caske & for Cost of suite &c

James Thompson d̄d̄s writt agst Hugh Standley as Administratr January 2d 1663 to Giles Sadleir in an accōn of the Case to the uallue of 4000lb tob: in ffees receiued by the said Sadleir

Warrant to sherriffe of Caluert County to arrest &c returnable next prouinciall Court being the 9th of ffebruary next

To the Right Honble Charles Caluert Esqꝫ Gouernor and the rest of the honble Councell

The Humble peticōn of James Thompson Gentn, Sheweth

Whereas yor Petitionr Keeper of the Record of the County of Caluert did intrust Mr Giles Sadleir then high sherriffe of the said County, to Receiue and Collect some ffees to the ualew of fiue thowsand pounds of tob: or upwards, And it probably appearing (by seuerall Receipts and acquittances giuen by the said Sadleir) that hee the said Sadlier did receiue either all or the greatest part of the [p. 135] said sum̄ and neuer became accomptable unto yor Petr for aboue two hhgs of tob: (as euidently can appeare) making use of the rest for his owne Occasiones to yor Petrs greate disaduantage & damage as well for the want of my tobacco as causing my incurring Seuerall engagmts, which prmises seriously considered, yor petr humbly addresseth himselfe to yor Honnors To redress these inconueniencies, and to Order that Mr Hugh Standley Administratr to the said Sadlier, doe giue yor Petr Such Sattisfaccōn as may bee by yor Honnors adjudged requisite, And yor Petitionr as in Duty bound shall euer pray &c—

Guy White the Attorney of Willm Plumley d̄d̄s writt against January 9th Cornelius Comages in an accōn of debt to the uallue of 2218lb Tob:—

Liber B B Warrant to Sherriffe of Talbott County to arrest &^{c} returnable next Prouinciall Co^{rt} being 9th Feb. next

To the hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland–

The humble peticōn of Guy White the Attorney of Will^{m} Plumley Sheweth

That Cornelius Comages did uppon the 14th day of May 1662 assume uppon himselfe to pay unto Will^{m} Plumley his heires or Assignes the Iust sum̄ of 2218^{lb} tob: in Caske upon the 14th day of Octob^{r} 1662 in some place in Petuxent Riuer as by his Speciallty will appeare which Said Sum of 2218^{lb} tob: the said Cornelius Comages hath not paid and yet refuseth to pay unto the said Will^{m} Plumley to the greate dam̄age of the said Plumley

Wherefore hee prayeth Ord^{r} of this hon^{ble} Court for speedy paym^{t} thereof with Costs and dam̄ages And hee shall pray &^{c}.

January 9th Fobee Roberts the Attorney of Joseph Swett & Bartholem^{w} Cadd d̄d̄s writt āgst Richard Games in an Accōn of debt to the uallue of 2054^{lb} tob:–

Warr^{t} to Sherriffe of S^{t} Marys County to arrest &^{c} returnable Vt Supra–

To the hon^{ble} the Gouerno^{r} and Councell of the Prouince of Maryland–

The humble peticōn of Fobee Roberts the Attorney of Joseph Swett and Bartholemew Cadd Sheweth

That Richard Games did upon the 16th day of May 1663 Assume uppon himselfe to pay Joseph Swett and Bartholemew Cadd theire heires or Assignes the Just Sum̄ of 2054^{lb} tob in Caske which said Tobacco is now past due as by his speciallty will appeare which said sum [p. 136] of 2054^{lb} tob: the said Richard Games hath not paid and yet refuseth to pay to the said Joseph Swett and Bartholemew Cadd to the greate dam̄age of them both

Wherefore hee prayeth Ord^{r} of this Hon^{ble} Court for speedy payment thereof wth Cost & dam̄ages–And hee shall pray &^{c}–

ffobee Roberts d̄d̄s writt āgst Richard Games in an accōn of acc^{t} to th^{e} ualue of 261^{l} Tob.

War^{t} to sheriffe S^{t} Maries County to arrest &c Ret. next Prouinciall Court 9° ffeb. ut supra.

To the hon^{ble} th^{e} Gou^{r} & Councell of th^{e} Prouince of Maryland

The humble Pet^{n} of ffobee Roberts Sheweth

That Richard Games hath receiued from yo^{r} Pet^{r} in goods to th^{e} ualue of Two hund^{d} sixty & one pownd of Tob. as uppon acc^{t} will appeare, & now past due for paym^{t}, W^{ch} s^{d} sum̄e of Two hund^{d} Sixty one pownds of Tob th^{e} s^{d} Richard Games hath not payd, & refuseth to pay to yo^{r} Pet^{rs} dammage. Liber B B

Wherefore hee prayeth order of this hon^{ble} Court for speedy paym^{t} thereof wth Costs & dammages. & hee shall pray &c:

ffobee Roberts d̄d̄s writt ag̅st Richard Games in an accōn of Debt to th^{e} ualue of 446^{t} Tob.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret next Prouinciall Court 9 ffeb. next ut supra.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of th^{e} Prouince of Maryland.

The humble Pet^{n} of ffobee Roberts Sheweth

That Richard Games did uppon th^{e} 4th day of June 1663 assume uppon himselfe to pay to yo^{r} Pet^{r} his heyres or assignes the iust sum̄e of ffowre hund^{d} ffowrty six pownds of Tob. & cask w^{ch} s^{d} Tob. is now past due, as by his Specialty will appeare w^{ch} s^{d} sum̄e of 446^{t} Tob th^{e} s^{d} Richard Games hath not payd & yett refuseth to pay to yo^{r} Pet^{rs} greate dam̄age.

Wherefore hee prayeth order of this hon^{ble} Court for speedy paym^{t} thereof wth Costs & dam̄ages & hee shall pray &^{c}:

John Abington d̄d̄s writt ag̅st Thomas Stone in accōn of Debt to th^{e} ualue of 2248^{t} Tob.

Writt to sheriffe Charles County to arrest &c: Ret next Prou: Court, ut supra.

To th^{e} hon^{ble} th^{e} Gou^{r} & Councell of th^{e} Prouince of Maryland [p. 137]

The humble Pet^{n} of John Abington Sheweth.

That Thomas Stone did uppon th^{e} 8th day of Septemb^{r} 1663 assume uppon himselfe to pay unto yo^{r} Pet^{r} his heyres or assignes th^{e} iust sum̄e of Two Thows^{d} Two hund^{d} ffowrty Eight pownds of Tob in Cask uppon th^{e} 10th day of Octob^{r} 1663 att some place in or nere S^{t} Maries Riuer, as by his specialty will appeare w^{ch} s^{d} sum̄e of 2248^{t} Tob th^{e} s^{d} Thomas Stone hath not payd, but makes delayes therein to th^{e} greate dammage of yo^{r} Pet^{r}

Wherefore hee prayes order of this hon^{ble} Court for speedy paym^{t} thereof wth Costs & Dam̄ages & hee shall pray &c:

John Hawkins d̄d̄s writt ag̅st James Jolley in an accōn of th^{e} Case to th^{e} ualue of 45436^{t} Tob.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret next Prouinciall Court ut supra 9° ffeb. next.

Liber B B To the Rt honble the Gour & the Rest of the Councell

The humble Petn of John Hawkins Sheweth

That whereas James Jolley is indebted to yor Petr in the sum̃e of ffowrty ffiue Thowsd ffowre hundd Thirty & six pownds of Tob & Cask, by an Ingagemt under his hand & seale Bearing date the 29th of August 1663 & due to bee payd in Octobr last, Wch when this Engagemt was signed, hee promised to acknowledge it in Court, Wch yor Petr demanded many times, & hee refuses it, The humble request of yor Petr is That the sd Jolley may bee ordered forthwth to pay the Tob. or putt in good security for prnt paymt or uppon default tht this honble Court bee pleased to graunt order according to his Ingagemt tht yor Petr may bee possessed & enter uppon all his Estate both moueables & im̃oueables, cattle & seruants, & all other goods according to his Engagemt & damages tht yor Petr can make appeare wth Costs of suite. And yor Petr as bownd in duty shall Euer pray &c:

Raymond Staplefort d̄d̄s writt ag̅st James Jolley in an accõn of Debt to the ualue of 7770t Tob.

Wart to sheriffe St Maries County to arrest &c: Ret. next Prou: Court 9° ffeb. next.

To the honble the Gour & Councell of the Prouince of Maryland.

The humble Petn of Raymond Staplefort Sheweth.

That James Jolley did on the 10th day of ffebruary 1662 assume [p. 138] uppon himselfe to pay unto yor Petr his heyres or assignes the iust sum̃e of seauen Thowsd seauen hundd & seauenty pownds of Tob in cask uppon the Tenth day of Nouembr 1663 in some conuenient place or places in Patowmeck Riuer as by his specialty will appeare, Wch sd sum̃e of 7790t Tob the sd James Jolley hath not payd, but makes delayes therein to the Dammage of yor Petr

Wherefore hee prayeth order of this honble Court for speedy paymt thereof wth Costs & Damages & hee shall pray &c:

January 11th John Abington d̄d̄s writt ag̅st Jerome Whyte Esqꝫ in an of the Case.

Notice is gyuen &c: & noe writt issued.

To the honble the Gouernor & Councell of the Prouince of Maryland.

Vid fol. 192. The humble Petn of John Abington humbly Sheweth

That Jerome Whyte of this Prouince Esqꝫ is indebted & hath obliged himselfe to deliuer to yor Petr one able man Seruant, & one tht yor Petr shall like of, & doth acknowledge to haue receaued a ualuable Consideraõn for such a Seruant, to bee deliuered by or before the last day of Nouember last past, as by obligaõn more att large may appeare. Now soe it is tht the sd Mr Whyte hath not prformed his obligaōn & doth absolutely refuse soe to doe, to th^{e} Pet^{rs} uery greate dammage. Therefore yo^{r} Pet^{r} humbly craueth an order of this hon^{ble} Court for his seruant according to obligaōn, wth th^{e} dammage hee hath allready susteyned by th^{e} s^{d} M^{r} Whytes meanes, as well as for want of th^{e} s^{d} seruant & Court Charges And hee shall pray &c: Liber B B

Thomas Taylor d̄d̄s writt agst John Anderton in an accōn of Debt to th^{e} ualue of 3000$^{\text{ł}}$ Tob. & 30 barrells of Corne

War^{t} to Sheriffe Caluert County to arrest &c: Ret next Prou: Court 9° ffeb. ut supra.

Summons to Eund. Sheriffe to warne Raph Dawson Sanders Larimore, Henry ffrith, & Nicholas Lurke, to testify in ditt. Ret. ut supra.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of th^{e} Prouince of Maryland

The humble Pet^{n} of Thomas Taylor by his Guardian Philip Caluert Esqꝫ Sheweth

That Will^{m} Eltonhead deceased by his Last will & Testam^{t} de- [p. 139]
uised unto Jane Eltonhead his Wife all that his mano^{r} of Little Eltonhead in Caluert County to her & her heyres, That th^{e} s^{d} Jane dyed seised of th^{e} s^{d} mano^{r}, And th^{t} hee th^{e} s^{d} Thomas as sonne & heyre to th^{e} s^{d} Jane into th^{e} s^{d} mano^{r} did enter, & thereof from her Decease & untill & att th^{e} first day of th^{e} last assembly in his owne proper right in ffee simple did stand seised, had held possessed, occupyed & enioyed, That John Anderton of th^{e} s^{d} manno^{r} in th^{e} s^{d} County gent^{n} was Tenant att sufferance to him th^{e} s^{d} Thomas Taylor, of a Certaine parcell of Land, called th^{e} Rich Neck, Together wth th^{e} Tobacco howses thereon built, for w^{ch} hee did promise & assume uppon himselfe to pay unto th^{e} s^{d} Taylor as much as any other man should giue, That yo^{r} Pet^{r} did receaue from Edward Hoskins for Land & howseing to plant & cure a Crop uppon th^{e} s^{d} Rich neck 300$^{\text{ł}}$ Tob. & 3 barrells of Corne for one Yeare, That th^{e} s^{d} Anderton hath enioyed th^{e} s^{d} Land as Tennant att sufferance 3 yeares; Imploying one yeare ffiue seruants, another yeare 4 seruants, & this last yeare one seruant, ffor w^{ch} hee refuseth to pay unto yo^{r} Pet^{r} th^{e} usuall Rent of 300$^{\text{ł}}$ Tob & 3 barrells of Corne for each seru^{t} to th^{e} dammage & losse of yo^{r} Pet^{r} from whence hee sayth th^{t} th^{e} s^{d} John Anderton oweth him for Rent th^{e} full sum̄e of 3000$^{\text{ł}}$ Tob. & 30 barrells of Corne, & uppon this hee bringeth his suite, & craueth order of this hon^{ble} Court. And hee shall pray &c: Thomas Taylor.

Thomas Taylor d̄d̄s writt ag̅st John Anderton in an accōn of Trespasse to th^{e} ualue of 12000$^{\text{ł}}$ Tob.

War^{t} to sheriffe Caluert County to arrest Ret. next Prouinciall Court 9° ffeb. next.

Liber B B To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of th^{e} Prouince of Maryland

The humble Pet^{n} of Thomas Taylo^{r} by his Guardian Philip Caluert Esqꝫ Sheweth

That John Anderton of Little Eltonhead mano^{r} in Caluert County gent^{n} being Tenant uppon sufferance unto th^{e} Rich neck, parcell of th^{e} s^{d} mano^{r}, did one Thirty ffoote howse uppon th^{e} s^{d} mano^{r} built for th^{e} curing of Tobaccoe, thereon to bee planted, sett on fyre & burne downe to th^{e} grownd, And by his Cooper & seruants uppon th^{e} s^{d} manno^{r} did fell timber, & make up into Cask to th^{e} number or [p. 140] quantity of 120 Tunne, to th^{e} greate dam̄age of yo^{r} Pet^{r} from whence hee sayth th^{t} hee is damnifyed by th^{e} s^{d} Anderton to th^{e} ualue of Twelue Thows^{d} pownds of Tob, for w^{ch} hee brings his suite, & craueth order of this hon^{ble} Court. And hee shall pray.

Tho: Taylor.

John Norwood d̄d̄s writt ag̃st Thomas Hamand in accōn Case uppon Trouer & conuersion.

Warr^{t} to sheriffe Anarundell County to arrest &c: Rest next Prouinciall Court ut supra.

John Norwood pl̄f Declares ag̃st Thomas Hamond dēft in an accon of th^{e} Case uppon Trouer & Conuersion That whereas th^{e} s^{d} John Norwood (according to order from Capt Thomas Beeson, Cap^{t} of th^{e} Trayned Band) did seaze & marke Certaine Tob. of John Hammond, W^{ch} s^{d} Tob soe seazed & marked as afores^{d} Thomas Hammond ffather to th^{e} s^{d} John did notwthstand dispose of & pay away conuerting th^{e} same to his owne use, pleasure & benefitt & th^{e} same doth still enioy & possesse much to th^{e} pl̄fs dammage. Wherefore th^{e} pl̄f of this hon^{ble} Court prayeth Judgm^{t} to bee possessed of th^{e} s^{d} Tob. soe uniustly disposed of, in contempt of th^{e} Law & gouerm^{t} here, & likewise for his dammage & Costs of suite.

John Norwood d̄d̄s writt agst Will^{m} Dauies in an accōn of th^{e} Case uppon Trouer & Conuersion.

War^{t} to sheriffe Anarundell County to arrest &c Ret. next Prou: Court ut supra.

Declaraōn Eodem mutatis mutandis ut supra Thomas Hamond.

John Norwood d̄d̄s writt ag̃st Samuel Allcock accon Case uppon Trouer & Conuersion.

War^{t} to sheriffe Anarundell County to arrest &c: Ret. ut supra 9^{o} ffeb. next.

Declaraōn Eodem mutatis mutandis ut Thomas Hamond & Will^{m} Dauies ut Supra.

Richard Cullemore d̄d̄s writt ag̃st Raymond Staplefort Accõn Case. Liber B B

War^{t} to sheriffe Caluert County to arrest &c: Ret ut supra 9° ffeb. next.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of the Prouince of Maryland. [p. 141]

The humble Pet^{n} of Richard Cullemore Sheweth

That yo^{r} Pet^{r} hath bene hyred as mariner ffowre months by Raymond Staplefort, hee being to allow as by agreem^{t} Thirty shillings sterling each month, & since uppon uniust occasion turned yo^{r} Pet^{r} on shoare, as by Two sufficient wittnesses may bee proued, denying to pay what was his due, or suffering him to take what Cloathes was properly his owne, to his greate detriment.

Wherefore yo^{r} Pet^{r} as a poore mariner in distresse by th^{e} abuses Receiued from th^{e} s^{d} Staplefort, Craues order of this hon^{ble} Court for redresse herein, wth speedy paym^{t} of his wages, being six pownd sterling wth Costs & damages, & uppon this hee bringeth his suite And as in duty bownd hee shall Euer pray &c:

Symon Boyer d̄d̄s writt agst Raymond Staplefort in an accõn of th^{e} Case.

War^{t} to sheriffe Caluert County to arrest &c: Ret next Prou: Court ut supra 9° ffeb.

Writt to Eund. sheriffe to warne Thomas Sewall & John Abraham to testify in ditt, sub pena 500^{ł} Tob. Ret. ut supra.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell &c:

The humble Pet^{n} of Symon Boyer Sheweth

That yo^{r} Pet^{r} hath bene hyred as mariner ffowre months & a halfe by Raymond Staplefort, hee being to allow as by agreem^{t} Thirty Eight shillings sterl. Verbatim ut Supra Cullemore. Paym^{t} of his wages being Eight pownds Eleauen shillings sterl, wth Costs & damages &c:

Thomas Ward d̄d̄s warr^{t} ag̃st Ellis Coleman in an accõn of Debt to th^{e} ualue of 2000^{ł} Tob.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret next Prou: Court 9° ffeb.

Summons to Eund sheriffe to warne Will^{m} Lucas & Thomas Griffin to testify in ditt, sub pena 500^{ł} Tob. Ret ut supra.

To th^{e} hon^{ble} Gouerno^{r} & Councell of the Prouince of Maryland. [p. 142]

The humble Pet^{n} of Thomas Ward Sheweth

That yo^{r} Pet^{r} sold Ellis Coleman a mare for 3000^{ł} Tob, of w^{ch} 2000^{l} was to bee payd this yeare to yo^{r} Pet^{r} or his assignes uppon demand: But notwthstanding makes delayes therein to yo^{r} Pet^{rs} greate dammage.

Liber B B Wherefore hee prayeth order of this honble Court for speedy paymt wth Costs & dammage. And as in duty bownd hee shall pray &c:

Cecilius &c: To Comr of our County of St Maries & to the sheriffe of the sd County, Greeting. Whereas Luke Barber hath complayned unto vs that att a Court held att New-Towne for our sd County 25th of August last past There passed an Order ag̅st him the sd Barber in an accōn depending betweene Robert Prowse & Charles Hill pl̄fs, & him the sd Barber dēft for the sum̄e of 158t Tob, wheareas the sd Prowse & Hill were uppon the ballance of accounts Debters to him ffowrty Two pownds of Tob, as hee alleageth, if his plea had bene admitted. And whereas itt appeareth by a Copey of the Record produced to Our Deare Brother Philip Caluert Esqꝫ our Chancelor of this Prouince by the sd Barber, & attested by the Clerke of the sd Court, That there is noe answere or plea of the sd Barbers upon Record, whereby the Reason & Justice of the sd sentence may bee fully cleared. These are therefore to will & requyre yow to forbeare any further prosequūon of the sd order to Exequūon, & tht yow send the whole matter to the next Prouinciall Court to bee holden att St Maries 8th Decembr next there to bee tryed. Wittnes Our Deare Brother Philip Caluert Esqꝫ our Chancelor of Our sd Prouince of Maryland this 27th day of Nouembr 1663. Philip Caluert.

To the Rt honble the Leiut Grāll & Councell

Vid fol. 198. The humble Petn of Luke Barber, Sheweth.

That att New Towne Court held 25th of August last past there passed an Order ag̅st yor Petr (in a Case Prowse & Hill pl̄fs, & yor Petr dēft) for the sum̄e of 158t Tob, when the sd Prowse & Hill were [p. 143] indebted to yor Petr 42t Tob, if the sd Court would haue bene pleased but to allowe yor Petrs account to ballance wth or against the account of his aduarsairies. Yor Petr humbly conceauing it ought to haue bene soe, hee being able to proue his account Euary way as well if not better then they could, & the contents being had of mee, since I had any of them.

The premises considered yor Petr humbly craues releife from yor honr & tht his account may ballance wth theares. And as in duty bownd hee shall pray &c:

Dr Luke Barber d̄d̄s writt ag̅st Henry Spinke in an accōn of Debt.

Wart to sheriffe St Maries County to arrest &c: Ret next Prou: Court 9o ffeb. next.

To the honble the Leiut Grāll & Councell

The humble Petn of Luke Barber Sheweth

That Henry Spinke is engaged by Bill to yor Petr 3000t Tob, A considerable part of wch is yett unpayd.

The premises considered yo^r Pet^r humbly craues order for th^e Remainder wth Costs of suite And hee shall pray &c: Liber B B

D^r Luke Barber d̄d̄s writt ag̃st John Dauies in an accōn of Debt.

War^t to sheriffe S^t Maries County to arrest &c: Ret next Prouinciall Court 9^o ffeb. ut supra.

To th^e R^t hon^{ble} th^e Leiu^t Grāll of Maryland & Councell.

The humble Pet^n of Luke Barber Sheweth

That John Dauies is by Bill bownd to pay yo^r Pet^r 3000^l Tob. p^r Ann̄, All w^{ch} is now due, But (to defraud as I conceiue) yo^r Pet^r, is informed hee hath now made ouer his Crop, & putts yo^r Pet^r of wth delayes, & refuses to build for yo^r Pet^r, allthough by his Bill hee is allso thereto bownd to satisfy part, or all th^e s^d Debt, if yo^r Pet^r had desyred itt w^{ch} hee did: But by th^e s^d Dauies was still foold, wth promises & false protestaōns & now refuses absolutely to build att all, Saying it will spoyle his Crop.

The premises considered yo^r Pet^r humbly craues order th^t th^e Bill may be satisfyed. And hee shall pray &c:

To th^e hon^{ble} th^e Gouerno^r & Councell &c: [p. 144]

The humble Pet^n of ffrancis Gonby, Sheweth

That Pet^r by Indenture Recorded in th^e Citty of Bristoll in th^e Kingdome of England became bownd unto Richard Deauer of th^e County of Anarundell in th^e Prouince of Maryland to serue th^e s^d Deauer in this Prouince to th^e full end & tearme of 4 yeares after his first & next arryuall in this Prouince, to worke att Joyners worke & noe other, ffor & in Consideraōn of w^{ch} th^e s^d Deauer was to allow unto yo^r Pet^r by Couen^t & condicōn under th^e s^d Deauers hand yearely & euery yeare during the tearme of his seruice by Indenture due, the full third part of what hee should by his Labour gayne & ouer & aboue Two suites of good Cloath, & ffowre shirts Euery yeare.

Now soe it is th^t during th^e Voyage from Bristoll to this Prouince, th^e s^d Deauer yo^r Pet^r unto William Jennings th^e Chyrurgeon of th^e ship in w^{ch} hee was transported hath assigned, W^{ch} s^d Jennings yo^r Pet^r unto George Beckwith of S^t Josephs manno^r in Caluert County hath reassigned, W^{ch} s^d George beckwith doth deny to performe th^e Condic̄ons originally made betweene him th^e s^d Deauer, uppon w^{ch} only hee was obliged to serue, But th^e s^d Condic̄on under th^e s^d Deauers hand to yo^r Pet^r made for th^e allowance of th^e s^d Cloathing, & share or part of his Labour hath taken away by force or fraude during yo^r Pet^{rs} late sicknes.

Wherefore yo^r Pet^r humbly prayes th^t th^e s^d Deauer as well as th^e s^d Jennings & Beckwith may bee summoned to th^e next Prouinciall Court, there to sett forth uppon Oath what Couenants Condic̄ons

Liber B B were made between th^{e} s^{d} Deauer & yo^{r} Pet^{r} orignally att Bristoll afores^{d}, what tearmes yo^{r} s^{d} Pet^{r} was finally sould uppon to th^{e} s^{d} George Beckwith, hee hauing fraudulently taken away his Condic̄on under Deauers hand afores^{d}, & lastly th^{t} uppon th^{e} meritts of his cause, yo^{w} will bee pleased to decree th^{t} hee may haue his s^{d} allowance of th^{e} third part of his Labour, & Two suites of good Cloath, & 4 shirts. And yo^{r} Pet^{r} shall (as in duty bownd) pray &c:

According to this Pet^{n} in Chancery, summons issued to Richard Deauer, Will^{m} Jennings, George Beckwith, Henry Sewall Esqꝫ & Thomas Vrtnell to testify in ditt.

[p. 145]
January 28th
Vid. fol. 39. This writt though entred ag̅st Tho: Wyn, was directed ag̅st Es̄abeth th^{e} wife of Rich: Willan: Vid fol. 199.

Pope Aluey as Adm̄istrato^{r} to John Hammond d̄d̄s writt ag̅st Thomas Winne th^{e} successo^{r} of Richard Willan in acc̄on of Case.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prou: Court 9° ffeb.

To th^{e} Right hon^{ble} Charles Caluert Esqꝫ Leiu^{t} Gr̄all of th^{e} Prouince of Maryland, & th^{e} hon^{ble} Councell

The humble Pet^{n} of Pope Aluey humbly Sheweth yo^{r} hon^{rs}

That whereas yo^{r} Pet^{r} can by noe wayes perfectly understand, what is due unto him out of th^{e} acc^{ts} (as Adm̄istrato^{r} of his Predecesso^{r} John Hammond) betweene Richard Willan deceased & th^{e} s^{d} Hammond in respect th^{e} papers were all sealed up & detayned th^{t} concerned th^{e} publike busines, In w^{ch} it is well knowne th^{t} th^{e} s^{d} Hammond was noe wayes neglectfull, But th^{e} greatest burthen lay uppon his shoulders, And by Conditionall Contract was to haue halfe th^{e} profitt some few things excepted. The p^{r}mises considered yo^{r} Pet^{r} humbly craueth in respect Thomas Winne th^{e} successo^{r} of th^{e} aboues^{d} Richard Willan denies any satisfaction but what is recouered by Law, That th^{e} writings may bee produced, & what is iustly yo^{r} Pet^{rs} due may bee graunted him wth Costs of suite And yo^{r} Pet^{r} shall euer pray &c:

Pope Aluey as Adm̄istrato^{r} to John Hammond d̄d̄s writt ag̅st John Lumbrozo in an acc̄on of Debt to th^{e} ualue of 3500^{l} Tob.

War^{t} to sheriffe Charles County to arrest &c: Ret next Prou: Court, 9° ffeb. next

To th^{e} hon^{ble} Charles Caluert Esqꝫ Gou^{r} &c: & his hon^{ble} Councell.

The humble Pet^{n} of Pope Aluey humbly Sheweth

Vid. fol. 199. That whereas John Lumbrozo stands indebted to yo^{r} Pet^{r} (as Admistrato^{r} of John Hammond) by Bill th^{e} sum̄e of Three Thows^{d} ffiue hund^{d} pownds of Tob. & cask to bee payd att three seuerall payments: the first paym^{t} being now due, as appeares by his Bill, Yo^{r} Pet^{r} humbly craueth order for his first & security for th^{e} Remainder wth Costs of suite. And yo^{r} Pet^{r} shall euer pray &c:

Pope Aluey d̄d̄s writt ag̅st Elizabeth Willan alias Winne in an accōn of th^{e} Case. Liber B B [p. 146]

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prou: Court 9° ffeb. next.

To th^{e} hon^{ble} Charles Caluert Esqꝫ Leiu^{t} Grāll of th^{e} Prouince of Maryland & his hon^{ble} Councell

The humble Pet^{n} of Pope Aluey Sheweth

That whereas yo^{r} Pet^{rs} Predecesso^{r} John Hammond left wth M^{r} Miles Cooke ffifty ells of osenbrigs, and Ten yards of Dowlas, W^{ch} Linnens th^{e} s^{d} Cooke promised to send to th^{e} howse of yo^{r} afore mentioned Predecesso^{rs}, But a wind presenting, & th^{e} ship goeing away, Cap^{t} Miles Cooke left th^{e} Linnen in th^{e} posses^{n} of M^{r} Nicholas Yownge, for th^{e} aboues^{d} John Hammonds use. M^{r} Yownge deliuers it to M^{rs} Elizabeth Willan as for th^{e} afores^{d} Hammond, W^{ch} Linnen shee denies now to deliuer wthout suite of Law.

Vid. fol. 199. nothing ordered in this Cause, only Cap^{t} Cookes depos^{n} taken, but noe order therein /

The premises considered yo^{r} Pet^{r} as adm̄istrato^{r} of th^{e} s^{d} Hammonds Estate humbly craueth order for th^{e} Linnen wth Cost of suite And yo^{r} Pet^{r} shall euer pray &c:

Robert Bradley p^{r} Attornat Cap^{t} Samuel Tilghman d̄d̄s writt ag̅st D^{r} Luke Barber accōn Debt to th^{e} ualue of 10^{l} 8^{s} 0, sterl. money

War^{t} to th^{e} Sheriffe S^{t} Maries County to arrest &c: Ret. next Prou: Court 9° ffeb. next.

Summons to Eund. Sheriffe to warne Elionor Edwards alias Spinke to testify in ditt, 500^{l} Tob.

To th^{e} hon^{ble} Gouerno^{r} & Councell &c:

The humble Pet^{n} of Samuel Tilghman as Attorney of Rob^{t} Bradly Sheweth.

That Docter Luke Barber did uppon th^{e} 28th day of August 1658 assume uppon himselfe to pay unto Rob^{t} Bradley his heyres or assignes th^{e} iust sum̄e of Ten pownds Eight shillings lawfull money of England uppon the 13th day of July 1659, as by his specialty will appeare w^{ch} s^{d} sum̄e of Ten pownds Eight shillings th^{e} s^{d} Luke Barber hath not payd, & yett refuseth to pay to th^{e} greate dammage of th^{e} s^{d} Rob^{t} Bradley. Wherefor hee prayeth order of this hon^{ble} [p. 147] Court for speedy paym^{t} thereof wth Costs & damages, & hee shall pray &c:

Abraham Harman d̄d̄s writt ag̅st William Smith, in an Accōn of th^{e} Case, to th^{e} ualue of 10000^{l} Tob.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret next Prou: Court 9° ffeb. next.

Liber B B To the hon^{ble} Gouerno^{r} & Councell.

The hum^{ble} Pet^{n} of Abraham Harman Sheweth

That uppon th^{e} 27th day of Nouemb^{r} last, William Smith indented wth yo^{r} Pet^{r} to saw plank one whole yeare only for th^{e} use of th^{e} s^{d} Smith, yo^{r} Pet^{r} not to dispose of any of plank soe sawed wthin th^{e} time afores^{d} uppon forfeiture of Ten Thows^{d} pownds of Tob, The s^{d} Smith obliged thereby to allow for Euery foote of plank one pownd of Tob. in Cask, moreouer to sell yo^{r} Pet^{r} such Tooles as were necessary for his imploym^{t}, & uppon refusall thereof to forfeite th^{e} like sum̄e of Ten Thows^{d} pownds of Tob.

Now soe it is yo^{r} Pet^{r} on th^{e} 28th day of January 1663 came to th^{e} Lodging of th^{e} s^{d} Smith, & demanded such Tooles as were Requisite & needfull for p^{r}sent occasion in yo^{r} Pet^{rs} imploym^{t} (Viz^{t}) a Crosse cutt saw, wrest, narrow Axes, & one broad Axe; who replyed yo^{r} Pet^{r} should pay for them if hee would haue them. Yo^{r} Pet^{rs} answere was hee would: & againe demaneded them of him, who then was positiue, hee should not haue th^{e} worth of a hayre of any Tooles belonging to his imployment, as can bee proued by Three sufficient wittnesses.

Wherefore yo^{r} Pet^{r} craues order of this hon^{ble} Court for speedy satisfaction from th^{e} s^{d} Will^{m} Smith hauing forfeyted th^{e} Penalty in th^{e} Articles of agreem^{t} to the greate dammage of yo^{r} Pet^{r} wth Costs of suite And hee shall pray &c:

Edward ffuller aged 27 yeares or thereabouts sworne on th^{e} 29th day of January 1663 Sayth, That whereas there was a Contract made & concluded uppon betweene Abraham of th^{e} one part & Will^{m} Smith of th^{e} other part in w^{ch} Contract was specifyed th^{t} th^{e} s^{d} Smith was to furnish th^{e} s^{d} Abraham wth such Tooles or instruments as the s^{d} [p. 148] Harmans profession a Sawyer should requyre for the space of one whole yeare, uppon forfeiture of Ten Thows^{d} pownds of Tob & cask. The s^{d} Abraham Harman hauing occasion for such Tooles necessary for his imploym^{t} demanded of th^{e} s^{d} Will^{m} Smith on th^{e} 29th day of January 1663, a Crosse cutt saw, a wrest to sett a Saw wthall, narrow Axes & a broad Axe to hewe th^{e} Timber wthall in th^{e} p^{r}nce of this Depon^{t} who sayth, That th^{e} s^{d} Smith replyed th^{t} if hee would pay for them he should haue them, Who sayd hee would. Then it was againe demanded by th^{e} s^{d} Harman for th^{e} aboues^{d} Tooles from th^{e} s^{d} Smith, who answered hee should not haue th^{e} worth of one hayre of Tooles from him. Vppon w^{ch} th^{e} s^{d} Harman called this Depon^{t} as a wittnes, & further this Depon^{t} sayth nott.

The mr̄k of E Edw: ffuller

Alexander ffrizell aged 30 yeares or thereabouts sworne on th^{e} day & yeare aboue written to th^{e} premises aboues^{d} as th^{e} other Depon^{t} Edward ffuller did depose. The mr̄k of □ Alex: ffrizell Liber B B

Will^{m} Middleton aged 20 yeares & upwards sworne on th^{e} day & yeare aboue written to th^{e} aboues^{d} premises as th^{e} other depon^{t} Edward ffuller & Alexander ffrizell. All w^{ch} was sworne on the day & yeare aboue written The mrk of M Will^{m} Middleton

Before mee

Henry Sewall Secr̄.

John Euans d̄d̄s writt aḡst Thomas Billingsly to shew cause why th^{e} s^{d} John Euens should not adm̄ister uppon th^{e} Estate of James Billingsley att th^{e} next Prouinciall Court.

Writt Exiuit. Ret ut supra.

Summons att th^{e} request of Thomas Billingsley for ffrancis Gill & Grace th^{e} wife of Will^{m} Parker to testify in ditt. Ret. utt supra next Prou: Court.

Will^{m} Singleton (by his Attorney Richard Collett gent^{n}) d̄d̄s war^{t} aḡst Richard Bayley Accōn Debt to th^{e} ualue of 3900^{l} Tob. & cask

War^{t} to sheriffe Caluert County to arrest &c: Ret next Prou: Court 9° ffeb. ut supra.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell in th^{e} Prouinciall Court sitting.

The humble Pet^{n} of Will^{m} Singleton by his Attorney Richard [p. 149] Collett Sheweth

That Richard Bayley stands indebted unto yo^{r} Pet^{r} by Bill in th^{e} sum̄e of 3700^{l} Tob & upwards, Besides th^{e} one halfe of a seru^{t}, w^{ch} yo^{r} Pet^{r} hath allready payd & disbursed, as by a noate under th^{e} s^{d} Bayleys hand to th^{t} end may appeare.

Now soe it is th^{t} yo^{r} Pet^{r} hauing demanded his s^{d} Tob. the s^{d} Bayley denyeth paym^{t} thereof, as also th^{e} price or halfe of th^{e} seruant, w^{ch} yo^{r} Pet^{r} offered to th^{e} s^{d} Bayley att a Certaine Rate, eyther to Leaue or take, w^{ch} is also denyed by th^{e} s^{d} Bayley, Hee still making use of th^{e} seru^{t} to his owne proper benifitt & pleasure

Wherefore yo^{r} Pet^{r} humbly prayeth Judgm^{t} of this hon^{ble} Court for his fores^{d} Debt & demand. And hee shall pray &c:

Symon Carpenter d̄d̄s writt aḡst Mary Bateman Executrix of John Bateman Esqȝ Deceased in an accōn of Debt, to th^{e} ualue of 63^{l} 16^{s} 9^{d} sterl. & 4388^{l} Tob.

War^{t} to sheriffe Caluert County to arrest &c: Ret next Prou: Court 9° ffeb. ut supra.

Liber B B To th^{e} hon^{ble} th^{e} Leiu^{t} Grāll & Councell of Maryland, in th^{e} Prouinciall Court sitting

The humble Pet^{n} of Symon Carpenter Sheweth.

Vid fol. 194 195 261 That whereas yo^{r} Pet^{r} by diuers accounts & dealings wth M^{r} John Bateman late deceased, finds him indebted to yo^{r} Pet^{r} & his partners in th^{e} sum̃e of sixty Three pownds, sixteene shillings & nine pence, money sterl. of England, & ffowre Thows^{d} Three hund^{d} Eighty Eight pownds of Tob, w^{ch} accounts & Engagm^{ts} haue bene ueiwed & compared wth th^{e} Deceaseds accounts, by th^{e} hon^{ble} Philip Caluert Chancelo^{r} & th^{e} Executrix of th^{e} s^{d} John Bateman, knowing in th^{e} most part of them, w^{ch} s^{d} Debt for th^{e} greatest part haue bene long due to yo^{r} Pet^{r} to his Extraordinary detrim^{t} & preiudice, & will proue to his utter ruine wthout redresse from yo^{r} hon^{rs}

Therefore he humbly craueth order for his fores^{d} Debt, whereby hee may bee in a Capacity to receaue th^{e} same. And hee shall pray &c:

Robert Robins pl̄f
Richard Dod dēft

The pl̄f declares ag̅st th^{e} dēft in an accōn of th^{e} Case uppon Trouer & conuersion, ffor th^{t} whereas in or about th^{e} month of August 1660, th^{e} dēft had in his Custody or posses^{n} one mare of th^{e} pl̄fs, The w^{ch} hee hath euer since wthheld & kept out of th^{e} posses^{n} of th^{e} pl̄f, And allthough th^{e} pl̄f hath of th^{e} dēft often demanded th^{e} s^{d} mare to bee deliuered him, [p. 150] yett th^{e} deft hath & still doth refuse to deliuer th^{e} s^{d} mare unto th^{e} pl̄f, And still to his owne use th^{e} s^{d} mare hee doth conuert, w^{ch} is to th^{e} pl̄fs Dam̃age 2000^{t} of Tob. Wherefore th^{e} pl̄f craueth of this hon^{ble} Court Judgm^{t} ag̅st th^{e} dēft, for th^{e} s^{d} mare & her encrease & his dammage, & for Cost of suite.

Daniel Johnson pl̄f
Will^{m} Robinson dēft

The pl̄f Declares ag̅st th^{e} dēft in an accōn of Couenant, for th^{t} whereas th^{e} dēft. in or about th^{e} month of Septemb^{r} Año 1662 did sell unto the pl̄f a Certaine parcell of Land, Lying scituate & being in Charles County, & in th^{e} Tenure & occupaōn of Thomas Hussey Lying uppon Patowmeck Riuer, The w^{ch} yo^{r} Pet^{r} hath satisfyed him th^{e} dēft for. But th^{e} dēft hauing gyuen th^{e} pl̄f noe confirmaōn for th^{e} s^{d} Land, And th^{e} pl̄f hauing demanded often times of th^{e} dēft to giue a Bill of sale for th^{e} same, The dēft hath & still doth refuse soe to doe, The w^{ch} the pl̄f conceiueth is contrary both to Law & Reason. Wherefore th^{e} pl̄f sayth in fact, th^{e} dēft ought to giue him assurance of th^{e} s^{d} Land by Bill of Sale, ffor w^{ch} hee craueth th^{e} Judgm^{t} of this Court, & for Costs of suite.

John Balley d̄d̄s writt ag̅st James Jolley in an accōn of Debt to th^{e} ualue of 5395^{t} Tob. & cask.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret. next Prou: Liber B B
Court 9° ffeb. next.

To th^{e} hon^{ble} th^{e} Leiu^{t} Grāll & Councell of Maryland in Court sitting.

The humble Pet^{n} of John Balley Sheweth

That James Jolley standeth indebted to yo^{r} Pet^{r} in th^{e} sum̄e of 5251‡ Tob. & cask, By two Bills (one Bill bearing date 17th May 1663, for 2304‡ Tob, the other Bill bearing date 23th January for 2947‡ Tob, Besides 144‡ Tob more for goods taken up, by th^{e} s^{d} James Jolley Wife this p^{r}sent yeare. All w^{ch} amounteth in th^{e} whole to 5395‡ Tob & cask.

Yo^{r} Pet^{r} therefore humbly prayeth th^{t} this hon^{ble} Court will graunt him order āgst th^{e} s^{d} James Jolley for his s^{d} Debt, wth Costs of suite & hee shall pray &c:

John Balley d̄d̄s writt āgst Michael Bayley & John Rawlins Accōn Debt for 4360‡ Tob & cask.

War^{t} to sheriffe Caluert County to arest &c:

To the hon^{ble} th^{e} Gouerno^{r} & Councell of Maryland &c: [p. 151]

The humble Pet^{n} of John Balley Sheweth

That Michael Bayley & John Rawlins stand indebted unto yo^{r} Pet^{r} by Bill in th^{e} sum̄e of 4560‡ Tob. & cask, yo^{r} Pet^{r} hauing demanded th^{e} same, & noe satisfaction receaued from eyther of them.

Hee humbly craueth order from this hon^{ble} Court āgst th^{e} s^{d} Bayley & Rawlins for his s^{d} Debt, wth Costs of suite, & hee shall pray &c:

To th^{e} R^{t} hon^{ble} Leiu^{t} Grāll & Councell of th^{e} Prouince of Maryland.

The humble Pet^{n} of John Nutthall Humbly Sheweth

That whereas Richard Hacworth is indebted Twenty nine pownds & one halfe of Beauer to yo^{r} Pet^{r}, As yo^{r} Pet^{r} can make it iustly appeare by account, whereof yo^{r} Pet^{r} cannot receaue any paym^{t}. Now yo^{r} Pet^{r} humbly desyreth yo^{r} hon^{rs} to graunt him an order for th^{e} s^{d} Debt, according to Law & Justice And yo^{r} Pet^{r} as in duty bownd shall euer pray &c: John Nutthall.

To th^{e} R^{t} hon^{ble} Leiu^{t} Grāll & Councell of the Prouince of Maryland.

The humble Pet^{n} of John Nutthall Humbly Sheweth

That whereas M^{r} Thomas Dent is bownd in Bill to th^{e} sum̄e of ffowre Thows^{d} Two hund^{d} seauenty & nine pownds of good & Legall Tob & cask, to bee payd att one entire paym^{t} unto yo^{r} Pet^{r}, w^{ch} yo^{r} Pet^{r} hauing made demand of th^{e} s^{d} Tob, The s^{d} Tho: Dent hath denyed paym^{t} of th^{e} same wherefore yo^{r} Pet^{r} humbly desyreth yo^{r}

Liber B B honrs to graunt him an order for the paymt of the sd Debt according to the tenor of his Bill according to Law & Justice, And yor Petr as in duty bownd shall euer pray &c: John Nutthall.

This Bill bindeth mee ffobbee Roberts my heyres Executors Adm̄istrators ioyntly to pay or cause to bee payd to Capt John Tulley & company, eyther of them their heyres Executors Adm̄istrators & assignes the full & iust sum̄e of Three Thowsd & Three hundd pownds of good sownd merchble Tob & cask uppon all demands wthout Grownd Leaues or seconds in some conuenient place att St Maries, or St Jeroms or thereabouts. Wittnes my hand this 16th of Nouembr 1663.
ffobbe Roberts

Signed in the prnce of
Will: Caluert
Nich: Young

[p. 152] Richard Collett pl̄f } Accōn Trespasse. The pl̄f declareth ag̅st the
ffobbe Roberts dēft } dēft, how tht the last yeare the dēft comming into Patuxt Riuer, in the pl̄fs absence did take & carry away a hogshead of Tob of the pl̄fs weighing 383l neate Tob, & out of the howse of Thomas Pagett & Michael Cranley being marked R. C. since the pl̄f sending & requyring satisfaction from the dēft for his sd Tob, Yett the dēft refuseth soe to doe, Conuerting the same to his owne use & benifitt. Wherefore the pl̄f craues order ag̅st the dēft, wth Costs & dam̄age, & for this bringeth his accōn.

Came Thomas Winne & Recordeth his marke of Cattle (Vizt) The Right eare under halfe: & a hole in the Left eare.

Know all men by these presents tht I Henry Hudson of Portobacco in Charles County in the Prouince of Maryland mariner, Doe hereby bind my selfe my heyres Executors Adm̄istrators or assignes to pay or cause to bee payd unto John Cane of the sd place, County, & Prouince Planter to him his heyres Executors Adm̄istrators or Assignes the full & iust sum̄e of Seauenteene hundd & Eighty ffowre pownds of good sownd merchble Leafe Tob & cask, To bee payd att or uppon the first of March next ensuing the date hereof, And for the true prformance hereof I doe hereby assigne make ouer & deliuer unto the sd John Cane one Copper Gunne, wch after the day of the date aboue specifyed the sd Cane his heyres Executors Adm̄istrators or Assignes shall haue ffree power & Liberty to keepe, & dispose of as hee himselfe shall please in case tht neyther I the sd Hudson, nor any one from by or under mee, doe pay the abouesd Tob. according to the date aboue specifyed, or before it, in some Conuenient place or places in Portobacco or thereabouts. As wittnes my hand this 5th day of Decemb^{r} 1662. The word Cane in 11th Line was entred before assignem^{t} Hen Hudson Liber B B

Wittnes James Lindsey George Bradshaw.

Hannah Lee d̄d̄s writt ag̅st John Lumbrozo in an accōn of Debt. [p. 153]

War^{t} to sheriffe Charles County to arrest &c: Ret. next Prou: Court 9° ffeb.

Anne Hammond Adm̄istr̄ix of John Hammond d̄d̄s writt ag̅st John Lumbrozo accōn Debt.

War^{t} to sheriffe Charles County to arrest &c: Ret next Prou: Court ut Supra.

Will^{m} Hollingworth d̄d̄^{s} writt ag̅st Cap^{t} Nicholas Gwyther accōn Debt.

War^{t} to sheriffe S^{t} Maries County to arrest &c: Ret next Prouinciall Court ut supra.

Writt Exequūon issued to sheriffe S^{t} Maries County for 1500ł Tob, ag̅st Marks Pheypo, att th^{e} request of James Bowlin according to Judgm^{t} confessed last Prouinciall Court. To th^{e} Cl̄k 31th

To th^{e} hon^{ble} th^{e} Leiu^{t} Grāll & Councell

The humble Pet^{n} of Thomas Gerard

Sheweth That whereas yo^{r} Pet^{r} obtayned an order att a Court held att s^{t} Leonards th^{e} 5th day of Octob^{r} 1658 ag̅st seuerall p^{r}sons for th^{e} paym^{t} of 500ł Tob & cask according to a noate to bee payd proportionable by seuerall p^{r}sons subscribed thereunto, And hauing as yett receaued noe satisfaction from th^{e} s^{d} p^{r}sons, Doe therefore humbly pray th^{t} yo^{r} Pet^{r} may haue writt of Scire facias directed to th^{e} sheriffe of Charles County, to summone th^{e} s^{d} subscribers, or as many of them as are att p^{r}nt lyuing, & in case of any of their Decease to summone their heyres Executo^{rs} or Adm̄istrato^{rs} to appeare att a Certaine day before yo^{r} hon^{rs} to shew cause why Execuōn may not bee awarded ag̅st them for th^{e} s^{d} 500ł Tob, to th^{e} end hee may obtaine satisfaction therefore. And yo^{r} Pet^{r} shall euer pray &c: Vid. order fol. 201

Ordered th^{t} a Scire facias bee graunted to Thomas Gerard Esqꝫ according to th^{e} Pet^{n} John Gittings Cler.

Writt issued to th^{e} Sheriffe of Charles County according to th^{e} s^{d} order.

The names of th^{e} Subscribers mentioned in th^{e} Pet^{n} are as followeth/

Liber B B [p. 154] Mr Gerard Burgesse chosen June 14th 1652.

Walter Beane
James Lindsey
Edmond Lindsey
Willm Smith
Christoph: Russell
Humph: Attwicks
John Court
John Neuell
Robt Nugent
Richard ffloyd
Richard Smith
John Gwy
Nicholas Banister
Robert Robins
Thomas Michell
Thomas Petite
ffrancis Pope
Willm Marshall
John Cage
Thomas Whyte
Willm Turber
Richard Bowles
John Ward
Willm Hungerford
Walter Cotherell

Wee whose names are here underwritten doe choose Mr Gerard to bee Our Burgesse for this prnt Assembly/

James Walker
Thomas Diniard
John Shanke
Walter Gwest
Thomas Jackson
John Whendson
Roger Isham
John Hatch
George Akerick
John Maunsell
Charles Maynard
John Slingsbey

Charles Caluert Esq d̄d̄s writt ag̅st Richard Tilghman in an accōn of Debt of

Wart to sheriffe Talbott County to arrest &c: Ret. next Prou: Court 9° ffeb. next.

To the honble the Gour & Councell &c:

The humble Petn of Hannah Lee Sheweth

That Doctor John alias Jacob Lumbrozo standeth to yor Petr in the sum̄e of ffowre hundd powndS of Tob & Cask as by Bill appeareth, Bearing date the 17th of Octobr 1662.

Yor Petr therefore humbly Craueth tht this honble Court will graunt her order ag̅st the sd John alias Jacob Lumbrozo for her sd Debt, wth Costs of suite And shee shall pray &c:

[p. 155] Coll Willm Euans ffeoffe in trust to the Orphans of John Greenawell Deceased d̄d̄s writt ag̅st Agatha Langworth Adm̄istr̄ix of James Langworth Deceased in an accōn of Case.

War^{t} to sheriffe Charles County to arrest &c: Ret. next Prou: Court 9^{o} ffeb. next. Liber B B

Will^{m} Euans ffeoffee in trust by John Greenwell pl̄f.
Agatha th^{e} Relict of Capt^{t} James Langworth dēft.

The pl̄f declareth th^{t} th^{e} dēfts husband, & th^{e} pl̄f were left Joynt ffeoffees in trust by John Greenwell Deceased, That th^{e} dēfts husband did in his life time transport out of this County Seuerall howshold goods & writings belonging to th^{e} Estate of th^{e} fores^{d} Greenwell, The w^{ch} goods were not apprased, neyther was there euer any account thereof gyuen unto th^{e} pl̄f; Though th^{e} pl̄f did seuerall times send to th^{e} dēft a noate of particulars to request her to send th^{e} goods & writings into this County, The w^{ch} th^{e} dēft hath not yett p^{r}formed. The pl̄f therefore humbly Craueth order of this hon^{ble} Court, th^{t} th^{e} dēft may bee compelled to deliuer th^{e} fores^{d} goods & writings unto th^{e} pl̄f in some Conuenient place in this County, & pay Costs of suite, & th^{e} pl̄f as in duty bownd shall pray &c:

Wee th^{e} Juro^{rs} of Enquest being impanelled to search th^{e} body of Thomas Teedsteed supposed to haue murthered himselfe doe find a wound on his Throate, w^{ch} wee conclude to bee th^{e} immediate cause of his Death. And wee further Conclude th^{t} in all probabilities & by circumstances made appeare unto us, th^{t} hee th^{e} s^{d} Thomas Teedsteed gaue himselfe th^{e} s^{d} wound & soee wee th^{e} s^{d} Juro^{rs} doe wth one Consent giue in our Verdict this Seauenteenth day of Nouemb^{r} 1663

Wherefore wee th^{e} s^{d} Juro^{rs} of Enquest doe indict th^{e} s^{d} Thomas Teedsteed, hee not hauing th^{e} feare of god before his Eyes for feloniously & willfully murthering of himselfe Ri: Wells.

Sam̄ Chew, Coron^{r}

The names of th^{e} Juro^{rs} of Enquest th^{t} ueiwed th^{e} Body of Thomas Teedsteed, Seruant to M^{r} Anthony Salway of the County of Anarundell. [p. 156]

ffforeman
Richard Wells
Anthony Salway
Rich: Wells Jun^{r}
Thomas Borne
Thomas Martin
Jeremy Sudeuan
John Coole
John Stanesby
John Sollears
Andrew Baker
Edmond Joyce
Nath: Smith

Octob. 6^{o} 1663.

Wee whose names are hereunto annexed, being summoned by Co^{ll} Will^{m} Euans high Sheriffe of S^{t} Maries County to ueiw & make Enquyry of th^{e} Body of Will^{m} Styles this night being fownd Dead in his Bed, Doe hereby declare uppon our oaths, hauing ueiwed his Body & Examined those p^{r}sons w^{ch} were in his Company That hauing

Liber B B beene Drunke, & ouer gorged himselfe wth Eating Hee was Choaked in his sleepe, & this is our ioynt Verdict. W^{m} Euans.

The names of th^{e} Juro^{rs}

Leiu^{t} Co^{ll} Jnō Jarbo
Rich: Bennett
Thomas Bassett
Rich: Downe
Rob^{t} Joyner
Edw: Clarke
Peter Archillis
Pet. Laremore
Tho: Laremore
Arth: Delahay
W^{m} Woode
W^{m} Yownge

p^{o} Decemb^{r} 1663.

Wee whose names are here underwritten being summoned to make Enquyry uppon th^{e} Death of John Jerome, Doe hereby Declare upon our oathes That wee cannot deli- peremptorily whither hee willfully Drowned himselfe or not (hee being fownd in th^{e} Water, & att high Water marke) But considering his steps seene in th^{e} water of his goeing in to th^{e} same, & th^{e} informaōn of his neighbo^{rs} of his melancholy discontent of late, Wee rather beleiue th^{t} hee willfully drowned himselfe, Though Wee cannott Say soe much uppon our Oathes.

The names of th^{e} Juro^{rs}

ffforeman

John Warren
Tho: Winne
Rob^{t} Thomas
Will^{m} Elgatt
George Day
Tho: Kelling
John Grange
Rich: Micall
Edw: Ellyott
Rich: Gary
George Shawe

Signed in th^{e} name of th^{e} Jury
Geo: Reynolds/

[p. 157] These may certify whom it may Concerne th^{t} James Rothell hath sett up his name for his goeing out of th^{e} Country according to Act. Certifyed by mee Tho: Sprigge.

Att a Prouinciall Court held att S^{t} Maries on Twesday
9^{o} ffebruary 1663.

P^{r}nt Charles Caluert Esqꝫ Gou^{r}
Philip Caluert Esqꝫ Chan^{r}
Henry Sewall Esqꝫ Secr^{r}
M^{r} Baker Brooke } Councell^{rs}
M^{r} Jerome Whyte }

Co^{ll} George Waters p^{r} } pl̄f
Attor: Cap^{t} James Neale }
Cap^{t} Miles Cooke dēft

The pl̄f being called & not appearing The dēft Craues nonsuite a̅gst th^{e} pl̄f wth an Amerciam^{t} according to Act of Assembly, & other dammages, W^{ch} was graunted.

Pope Aluey pl̄f }
James Veitch dēft }

John Samwayes offering himselfe to pleade in this Cause, & not hauing any Letter of Attorney from th^e pl̄f to th^t end, The Cause is dismissed, wth Charges to th^e dēft, according to Act of Assembly in th^t Case prouiding. Liber B B

Cap^t Josias ffendall pl̄f }
Anne Haggett dēft }
Neyther th^e pl̄f, nor th^e dēft appearing when Called, The Cause is dismissed, wth an Amerciam^t to th^e pl̄f according to Act of Assembly.

Thomas Gerard pl̄f }
Anne Haggett dēft }
Neyther party appearing when called, The Cause is dismissed, wth an amerciam^t to th^e pl̄f according to Act of Assembly.

Thomas Winne pl̄f }
Pope Aluey dēft }
Neyther party appearing when called, The Cause is dismissed, wth an Amerciam^t āgst th^e pl̄f according to Act of Assembly.

Thomas Winne pl̄f }
Will^m Hollingworth deft }
Neyther pl̄f nor dēft appearing when called, This Cause is dismissed wth an Amerciam^t āgst th^e pl̄f according to Act of Assembly.

Peter Joy }
John Merth } pl̄fs
Hugh Stanley dēft }
Vppon th^e Pet^n of th^e pl̄fs Exhibited Last Prouinciall Court, Respite in th^e Cause being then graunted It is now ordered by th^e Board That a Summons bee sent to Hugh Stanley dēft, to appeare, & bring in an account of th^e Estate of Daniel Goulson Deceased, into th^e Secreataries office, by th^e next Prouinciall Court, To th^e end this Court may haue a ueiw thereof, & consider th^e same. And th^t Peter Joy & John Mirth pl̄fs bee allso both of them there p^{r}sent att th^e s^d Court to make their allegaōns or Exceptions (if any they haue) to th^e s^d account. Vid fol. 115 & fol. 228. [p. 158]

Henry Spinke pl̄f }
D^r Luke Barber dēft }
The pl̄fs Pet^n being th^e same putt in by him, last Prouinciall Court, now read in Court, The dēft in answere thereto putteth in this his answere & allso the Charge, w^{ch} are as followeth. Vid. fol. 116 & fol. 196.

To th^e R^t hon^{ble} th^e Leiu^t Grāll & Councell of Maryland

The humble Pet^n of Luke Barber by way of answere to the Pet^n or Declaraōn of Henry Spinke Sheweth.

That whereas th^e s^d Spinke accuseth yo^r Pet^r of calling his wife Elionor whore, it is true, hee denyeth it not, nor any part or parcell of th^e s^d charges of imodest & lasciuious carriages of th^e s^d Elionor, as they are charged & contayned in th^e afores^d Pet^n or Declaraōn & relating in th^e least to th^e s^d Elionor but pleads a speciall Justificaōn as not actionable, Humbly throwing himselfe & case uppon this most hon^{ble} Court & their Judgment whither any of th^e s^d words are actionable? Yo^r Pet^r humbly conceiuing wth submission to yo^r hon^{rs}

Liber B B they are not, & then conceaues under th^{e} submission afores^{d} a Jury ought not, nor can haue cognizance thereof, for Ad questionem Legis Judices, ad questionem facti Juratores.

The p^{r}mises considered yo^{r} Pet^{r} humbly craues such releife for his uniust molestaōn as yo^{r} hon^{rs} thinke meete And as in duty bownd hee shall pray &c:

The Charge.

That Luke Barber did call Elionor th^{e} now Wife of Henry Spink whoare, That hee did diuers times affirme th^{t} shee was a whore And th^{t} hee had taken her wth her coates up, & th^{t} Rogue Thomas Hewes wth his Breeches downe, And th^{t} hee brought none but Rogues & whoares out of England, some out of Bridewell, some out of Newgate, & some from th^{e} whipping Post, And allsoe th^{t} her oath was false & malicious w^{ch} hee would proue.

This being th^{e} Charge my Aduersary accuses mee wth tis his duty to proue it actionable. Yett for satisfaction of this hon^{ble} Court, [p. 159] I shall for once endeauo^{r} to proue th^{e} negatiue (Viz^{t}) That none of all th^{e} Charge is actionable, & th^{t} out of Shephard & his authorities, Being th^{e} uery Booke th^{e} hon^{ble} Leiu^{t} Grāll, Chancelo^{r} & this hon^{ble} Court th^{e} other day made use of, in a Case of th^{e} like nature

ffirst then as to th^{e} words (whore) th^{e} s^{d} Shephard fol. 76, affirmes posituely th^{t} th^{e} accōn will not lye for saying a woman is a whore or Bawd (albeit they bee marryed) And then for th^{e} gesture I fownd her in, wth that Rogue Tom Hewes as I am charged, The s^{d} Shephard declares himselfe in fol. 80, ut infra, If any words be spoake in themselues not actionable of a yowng woman or man, charging them wth incontinency or otherwise by w^{ch} they loose their match, the Losse of th^{e} match must bee auerred specially it is not good Patch, 15 Car. B. R. Ayres Case, Sandersons Case, Trin. 17 Car. B. C. Soe if any words of passion only not actionable be spoaken as to say a man is forsworne, hee is a Rogue, Vallaine or th^{e} like, If any accōn bee brought uppon them, it must bee maintayned by a speciall auerm^{t} of losse. Coo-4-15.

Now for th^{e} last part of his Charge (Viz^{t}) and allso th^{t} her oath was false & malitious, w^{ch} hee would proue. this I likewise conceaue is not actionable, ffor th^{e} s^{d} Shephard sayth fol. 77 soe, in a case depending betweene A & B in th^{e} Kings Bench Certaine affidauitts being openly read in th^{e} Court, th^{e} defend^{t} sayth openly there is not a word true in them as I can proue by twenty wittnesses this is not actionable Patch. 15 Car. B. R. Moltons Case.

Besides may it please yo^{r} hon^{rs} when I spoake th^{e} words it was not soe much as an affidauitt, Vntill sworne to, noe affidauitt, & it was some space of time before shee had deposed.

Lastly to giue yo^r^ hon^rs^ fuller satisfaction hauing as I humbly conceiue sufficiently proued, nothing in my Aduersaries Charge can bee actionable. I shall now proue allso under Correction of this hon^ble^ Court, That graunt they were actionable in themselues, yett as they are charged, they can beare noe action & th^t^ by th^e^ afores^d^ Shephard who fol 44 sayth, They must bee charged w^th^ the uery words false & malitiose, or it is not actionable, Both w^ch^ words must bee fownd by a Jury, ffor if they find one of th^e^ words, & not th^e^ other, The accōn will not lye, as in fol. 85. Liber B B

Norman & Symonds case, The pl̄f brought an accōn for words & declared th^t^ they were spoken false & malitiose. The Jury find th^e^ words false & inuinose, & it was adiudged, th^e^ Accōn would not lye, because th^e^ finding of th^e^ Jury doth not warrant th^e^ Declaraōn in th^e^ substantiall forme of it, Trin. 7 Car. B. R.

Now I leaue it to yo^r^ hon^rs^ to iudge whither it is possible a Jury can find both or eyther of th^e^ words, being neyther usd, nor charged in my Aduersaries declaraōn The s^d^ Shephard calling them by th^e^ Tytle of th^e^ substantiall forme of th^e^ Declaraōn. [p. 160]

Notw^th^standing (may it please yo^r^ hon^rs^) the better to defend my selfe from th^e^ malicious designes of Henry Spinke, & th^t^ Light carriaged woman Elionor Edwards, while shee was my seruant, yo^r^ Pet^r^ doth not deny any thing of his Charge or Declaraōn yett he humbly desyres yo^r^ hon^rs^ to consider th^e^ sequence.

ffirst that th^e^ words I am charged to speake were spoken & soe is charged to bee in open Court. now M^r^ Dent & other members of th^e^ Court, as allso M^r^ Jarbo, M^r^ Turner & others by standers, att least six or seauen, who haue declared to mee, they can & will if need bee declare uppon oath, they being present att th^e^ same time, that they heard noe such thing, or in that forme, as most of th^e^ others my aduersaries hath procured ag̃st mee make mention of, hee hauing procured fowre oaths, The p^r^sons of all w^ch^ had, as I can proue p^r^fect preiudice ag̃st my p^r^son, Except M^r^ Hyde, whose oath is nothing soe desperate or inuectiue ag̃st mee as th^e^ others are: Ney yo^r^ Pet^r^ dare uenter all hee hath, th^t^ th^e^ s^d^ Spinke cannott gett th^e^ like oath of any credible p^r^son, as eyther of the other Three haue taken, all ouer th^e^ Prouince, The men being of uery slender repute, in comparison of th^e^ p^r^sons p^r^sent whose oaths if need bee I can produce, who only testify of my taxeing her of a whorish or lasciuious carriage. while shee was my seruant, & in p^r^ticular w^th^ Thomas Hewes, w^ch^ is most true, And uppon w^ch^ I forwarning her of this fellows Company shee impudently receaues him into my howse when my Wife & I was gone to S^t^ Maries; Lodging him in my Wifes bed, & Lying all night in th^e^ roome w^th^ him, as my seruants told mee att my Returne, & w^ch^ shee did not deny, when I gaue her Correction for it

Liber B B before M^{r} Reynolds, Telling her att th^{t} uery time I gaue her Correction for those her whorish carriages, to w^{ch} shee answered not a word.

Ordered th^{t} Judgm^{t} & Determinaōn in this Cause bee Respited 'till tomorrow morning

[p. 161] Know all men by these p^{r}nts th^{t} I Rich: Dod of Charles County in th^{e} Prouince of Maryland Plant^{r} doe hereby constitute ordaine & appoynt my Welbeloued ffreind George Thompson of th^{e} s^{d} County & Prouince gent^{n} my true & lawfull Attorney to answere all & all manner of suite or suites th^{t} shall commenced aḡst mee att th^{e} Prouinciall Court in any manner of accōn or accōns whatsoeu^{r} Gyuing & hereby graunting unto my s^{d} Attorney my full power & lawfull authority in th^{e} p^{r}mises as fully largely & amply as I my selfe might or would haue, if p^{r}sonally there p^{r}sent, Gyuing and hereby graunting unto my s^{d} Attorney full power & lawfull authority to constitute ordaine or appoynt one or more Attorney or Attorneys under him, & him, them, or any of them att his will & pleasure againe to reuoake, annihilate, & make uoyd, Ratifying & allowing & holding firme & stable all & whatsoeu^{r} my sayd Attorney shall lawfully doe, or cause to be done in th^{e} p^{r}mises, as fully largely & amply as I my selfe might or could doe if p^{r}sonally there p^{r}sent as wittnes this my hand & seale this 7th of January Año Dñi 1663

Signed Sealed & Deliuered
in th^{e} p^{r}sence of Vs
Thomas Hussey
Thomas T Baker
his marke

Richard H Dod
his marke
Seale

Rob^{t} Robins pl̄f } The pl̄f sueth as in his Declaraōn supra fol 149.
Richard Dod dēft } The dēft by his Attorney in answere thereto
Vid fol. 149. sayth, Desyring th^{t} th^{e} writt may abate ffor th^{t} th^{e} pl̄f, att th^{e} time th^{e} writt was serued Did not send or giue his Declaraōn as hee ought & as is prouided for by Act of Assembly to th^{e} sheriff together wth th^{e} writt, W^{ch} being proued,

Ordered th^{t} th^{e} pl̄f bee nonsuited (th^{e} dēft crauing th^{e} benefitt of th^{t} Act) & pay Charges & Costs of suite according to Act of Assembly

Bee it knowne unto all men by these p^{r}nts th^{t} I John Saffin merch^{t} doe hereby constitute depute, & in my steed & place ordaine my louing ffreind M^{r} Thomas Dent merch^{t} my true & Lawfull Attorney, to aske, demand, recouer & Receaue all such Debts or dues as may [p. 162] appeare to bee due unto me th^{e} s^{d} Saffin from M^{r} Will^{m} Battin merch^{t} & Henry Hunt eyther by Bond or Bill, Gyuing my s^{d} Attorney full power to doe & act in th^{e} p^{r}mises in all respects, & according to all intents & purposes of thᵉ Law for thᵉ Recouery of my due rights, as if I my selfe were pʳsonally pʳsent. In wittnes whereof I haue hereunto sett my hand. Dated in Virginia thᵉ 22ᵗʰ of January 1661 Liber B B

Test, Robert Goodyears John Saffin
Henry Bentley.

John Saffin pʳ Attornat. Thomas Dent } pl̄f
Margery Battin pʳ Attornat C. Jos: ffendall } dēft

The pl̄f humbly declares before this honᵇˡᵉ Court, That Mʳ Willᵐ Battin late deceased did in his life time become bownd unto thᵉ pl̄f in a bond of one hundᵈ & fifty pownds sterl. money for thᵉ paymᵗ of Seauen thowsᵈ pownds of Tob. in cask, according to Condic̄on annexed to thᵉ sᵈ Bond Bearing date 16ᵗʰ of Septembʳ 1657 as may appeare.

The pʳmises considered by this honᵇˡᵉ Court thᵉ pl̄f humbly craues order aḡst thᵉ Estate of thᵉ sᵈ Battin wᵗʰ forbearance & Costs of suite, And hee shall as in duty bownd pray &c:

The Petʳ producing thᵉ dēfts Bond as abouesᵈ for thᵉ paymᵗ of 7000ˡ Tob, on thᵉ Back side of wᶜʰ thᵉ pl̄f under his hand hath gyuen, or made a Receipt for Two Thowsᵈ fiue hundᵈ & Eighty pownds of Tob. in Cask, Whereuppon The dēft doth acknowledge Judgmᵗ for ffowre Thowsᵈ ffowre hundᵈ & Twenty pownds of Tob in Cask unto thᵉ pl̄f, It being thᵉ Remainder of thᵉ Tob due uppon thᵗ Bond.

To thᵉ honᵇˡᵉ thᵉ Gouernoʳ & Councell for thᵉ Prouince of Maryland

The humble Petⁿ of Margery Battin, Adm̄istr̄ix to her late Deceased husband Capᵗ Wᵐ Battin, Sheweth

That Bartholomew Gatherell standeth indebted to thᵉ sᵈ Capᵗ Willᵐ Battin by Bill 3146ˡ Tob. & cask, & by account 370ˡ Tob. for wᶜʰ yoʳ Petʳ humbly craueth yoʳ honʳˢ to graunt her order wᵗʰ Costs & charge of suite, & shee as in duty bownd shall pray &c:

Margery Battin pʳ Attornat. Capᵗ Josias ffendall } pl̄f
Bartholomew Gatherell dēft

The Pl̄f sues as in her Petⁿ. The dēft not appearing in Court & thᵉ pl̄f by her Attorney making exceptions agst thᵉ sufficiency of thᵉ Bayle taken by thᵉ sheriffe. Ordered thᵗ thᵉ sheriffe pay unto thᵉ pl̄f 3146ˡ Tob, & thᵗ thᵉ sheriffe bee left for his remedy aḡst thᵉ Bayle. And in the uery interim thᵉ sᵈ Gatherell appearing in Court, & thᵉ sheriffe tendring him to thᵉ Board, the sheriffe is releiued & remitted. And thᵉ sᵈ Bartholomew Gatherell dēft, acknowledgeth Judgmᵗ in open Court for thᵉ sᵈ Debt unto thᵉ pl̄f, being Three Thowsᵈ one hundᵈ ffowrty six pownds Tob. & cask. [p. 163]

This Indenture made thᵉ second day of ffebruary in thᵉ yeare one Thowsᵈ six hundᵈ sixty & Three betweene Luke Barbier of Mitcham Hall &c: of thᵉ one partie, & Capᵗ Richard Banks & Mʳ

Liber B B Vid fol. 217. Randall Hanson both of Poplar Hill &c: of the other party Wittnesseth That the sd Luke Barbier for diuers good causes & consideraōns him thereunto mouing hath made ouer, freely disposed of alienated, enfeoffed, & confirmed all his whole Estate, in generall whither Land as Mittcham Hall, Luke Land, or Mittcham Hills, or of cattle, horses, mares, hoggs, howsehold goods, bookes, medicines, bills, bonds, accounts, demands, fruite Trees, howses, Conueniences appurteñces, prquisites, or any thing or things whatsoeur tht may or can in Law or Equity bee now att this prsent called his, And by these prsents I the sd Luke Barbier doe make ouer freely dispose of, aliene enfeoffe & confirme all the aforesd unto the aforesd Capt Richard Banks, & Mr Randall Henson & their heyres as ffeoffees in trust to the only use & behoofe of my most deare louing & respectfull Wife Elizabeth Barbier & her heyres for euer. To the true prformance of wch I the sd Luke Barbier haue hereunto sett my hand & Seale the day & yeare first aboue written/ Sealed

Signed Sealed & Deliuered L Barbier.
in the prnce of us
Joseph Aluey
Richard Parslowe

[p. 164] Philip Caluert Esq; pl̄f
Hugh Stanley dēft
The pl̄f sueth as in his Petn for Eleauen pownd, one shillings seauen pence halfepenny sterl. money. Vid fol. 128. The pl̄f not appearing when called, It is ordered tht Mr Richard Collett sheriffe pay or satisfy the foresd sum̄e demanded of Eleauen pownds one shilling seauen pence halfepenny sterl. unto the pl̄f, & tht the sd sheriffe bee left for his remedy ag̃st the dēfts Bayle, according to Act of Assembly in tht case prouiding.

To the honble the Gouernor & Councell

The humble Petn of Capt Miles Cooke Sheweth

That yor Petr being arrested att the suite of Capt James Neale the Attorney of Maior George Walters to this honble Court The sd Neale not appearing a nonsuite was graunted to yor Petr wch is by the Law of this Country but 50t Tob. or 60t. Hee hauing bene att a greate deale more Charge for dyett & lodging for ffiue hands wch hee might haue employed in getting in his Tob. due to him, itt being now a Season That hee brought the ffiue hands wth him on purpose to attend this Court

Wherefore hee desyres tht yor honrs would graunt him an order for this his greate Charge & Trouble, as to yor honrs shall seeme meete, And hee shall pray &c: Miles Cooke.

Vid. fol. 192. Vid. fol. 200. & fol. 201. Ordered uppon the Petn of Capt Miles Cooke tht hee recouer of the pl̄f James Neale Costs according to Act of Assembly, 30t Tob a peice for 5 hands & 300t Tob. for a nonsuite

Writt Exequūon exiuit to sheriffe, according to th^{e} s^{d} order, of St Maries County. Liber B B

Rob^{t} Macklin pl̄f
Gwy White & John Bagby dēfts
The pl̄f sueth as in his Pet^{n} fol. 132 & produced th^{e} dēfts Bill in Court to th^{t} end, & th^{e} Dēfts acknowledging their Bill, and Confessing th^{e} Debt, Ordered th^{t} th^{e} pl̄fe haue Judgm^{t} āgst th^{e} dēft for ffowre Thous^{d} pownds of Tob this yeare & Three Thows^{d} pownds Tob. next yeare according to their s^{d} Bill. Vid fol. 132. Vid fol. 217.

Robert Macklin pl̄f
Robert Chisick & John Beale dēfts
The pl̄f sueth as in his Pet^{n} fol. 132, for 3000^{t} Tob. this p^{r}nt yeare & 2000^{t} Tob the next yeare. The dēfts John Beale doth acknowledge their Bill produced by th^{e} pl̄f in open Court. [p. 165] Ordered th^{t} th^{e} dēfts pay unto th^{e} pl̄f Three Thows^{d} pownds of Tob this p^{r}nt yeare, & Two Thows^{d} pownds of Tob. th^{e} next yeare following according to th^{e} pl̄fs demand, & th^{e} dēfts their Bill. Vid fol. 217.

Daniel Johnson pl̄f
Will^{m} Robinson dēft
The pl̄f declareth āgst th^{e} dēft in an accōn of Couen^{t} as in his Declaraōn fol. 150 The dēft in answere thereunto sayth, That whereas th^{e} pl̄f arrested th^{e} dēft in an accōn of Couen^{t} & did not according to Act of Assembly send his Declaraōn together wth th^{e} writt hee may haue th^{e} Benifitt of th^{e} s^{d} Act. W^{ch} being proued, Ordered th^{t} th^{e} pl̄f bee nonsuited, & pay Charges & Costs of suite, according to Act of Assembly, to th^{e} dēft. Vid. fol. 150

Summons to Sheriffe S^{t} Maries County to warne John Cooper to testify inter John Nutthall pl̄f & Rich: Ackworth dēft Ret. forthwth sub pœnā 500^{t} Tob.

John Nutthall pl̄f
Rich: Ackworth dēft
The pl̄f sueth as in his Pet^{n} fol. 151 for 29^{t}½ Beauer, And th^{e} dēft not appearing The Sheriffe of Caluert County testifying th^{t} th^{e} writt was serued, & th^{t} M^{r} Thomas Taylor was his Bayle, who was declared to bee infra etatem.

Ordered th^{t} th^{e} s^{d} sheriffe pay unto th^{e} pl̄f Twenty nine pownds & a halfe of Beauer, & bee amerced according to Act of Assembly

The Court adiornes for a while.

The Court mett againe all p^{r}nt as afore.

John Burrage pl̄f
John Browne dēft
Neyther pl̄f nor dēft appearing The Cause dismissed.

Walter Hall pl̄f
Pope Aluey in behalfe of his wife deft
The pl̄f shewing & producing in Court Two seuerall Exequūons (for one & th^{e} same debt, w^{ch} were not Leauyed

Liber B B as hee makes appeare) for 1166t̄ Tob. besides 77t̄ Tob for ffees expended. The dēft sayth, That shee the Adm̄istrīx hath payd more allready out of Mr Hammonds Estate (who was formerly sued for tht Debt) then the Estate was apprysed att, as will appeare by the account, & further that shee hath payd that Exequūon, uppon wch [p. 166] this Scire facias issued. But not being able to proue what shee alleageth, tht any part hath beene payd uppon tht Judgmt, wch shee ought to take notice of, & to bee first satisfyed,

Ordered tht the pl̄f haue the first Exequūon ag̅st the sd Hammonds Estate for the sum̄e of Eleauen hundd sixty six pownds of Tob. besides Seauenty seauen pownds of Tob. for former Charges expended for ffees in this suite.

Att the Vpper howse of Assembly Sept. 29 1663.

Prnt Charles Caluert Esqꝫ Leuit Grāll
Philip Caluert Esqꝫ Chancellor & Deputy Leiut
Henry Sewall, Secr̄, Esqꝫ
Baker Brooke
Edw: Lloyd
Henry Coursey
Jerome White
John Bateman
Esqꝫ Councellrs

Vid. fol. 186. Vppon the motion of Thomas Nottley the Attorney of Capt Thomas Cornewalleys to haue this howse proceed to Judgmt in the Errors assigned by him the sd Nottley inter causam Cornewalleys & Nicholds, Vppon default of the sd Nicholds not appearing yesterday to plead to the sd Errors according to the order of this howse, This howse doth declare tht the Errors assigned by Thomas Nottley Attorney of Capt Cornewalleys are such, tht the Cause ought to bee tryed againe, & therefore Ordered tht the whole cause bee tryed againe att the Prouinciall Court sitting as a Court of Chancery on the 8th of December next &c:

John Gittings Clk̄ of the
Vpper howse of Assembly.

Ordered hereuppon tht this Cause bee first heard to morrow morning, And in the meane time tht summons be forthwth sent to John Nicholds to make his appearance att Court att St Maries to morrow morning to make answere therto.

Summons to Sheriffe St Maries County according to the foresd order.

Vid fol. 134. & fol. 187 Thomas Gerard Esqꝫ pl̄f
Richard Micall dēft

The pl̄f sueth as in his Petn fol 134 for 4000t̄ Tob. The dēft by his Attorney John Samwayes makes answere (Vizt) not knowing wch wayes the pl̄f is damnifyed, desyres him to make it appeare how: Hee only [p. 167] desyring to know whither hee was free or not, & therefore humbly conceiues noe uniust molestaōn. Then pl̄f produceth his wittnesses for his Charges hee was putt to about prouing him his serut &c: & Charges of Court wch are as followeth.

The Deposn of Mr Richard Granger Aged 26 yeares or thereabouts Sayeth. Liber B B

That hee went wth Mr Thomas Gerard into Virginia, & for his paines hee the sd Gerard gaue him a h̄h̄d of Tob. & it cost the sd Mr Gerard in James Towne more about looking after his Wittnesses to know how long his Irish seruant had to serue, or for how long time hee had bought him for, Thirteene hundd and odde pownds of Tob. Allso the sd Mr Gerard gaue a Boy of Mr Whytes Two hundd pownds of Tob. to goe along wth him. And this Depont further sayth tht there was a Case of Drams, & ffowre Quarter Cask of Syder putt into the Boate for their Voyage, & to the end aforesd, Allso ffiue or six Cheeses, a pott of butter & about ffiue peeches of Beefe & Bacon, wch was allso concerning his looking after his wittnesses to know how long his Irish serut had to serue, or for how long time hee had bought him for as aforesd, & further sayth not

Juratis January 8° 1663 Richard Granger
Coram me Philip Caluert.

The Deposn of Judith Loue aged 22 yeares or thereabouts sworne the 4th Octobr 1662.

Sayth That shee this Depont was prnt att Mr Gerards quartering howse att Mattapany when Capt Hinfeild brought thither certaine Irish seruants to sell unto Mr Gerard, And further sayth tht shee did see the sd Hinfeild threaten the sd seruants wth his Kane & say to them That they should serue ffiueteene yeares, & this Depont further sayth tht when the sd Hinfeild was thus threatning of them, & saying hang them Rogues they shall serue ffiueteene yeares there was certaine wryting a drawing & further sayth not Judith Loue X

Jurat Coram me her marke
Thomas Turner.

Thomas James sworne in open Court Sayth, That when Mr Gerard went downe to Virginia, Mr Gerard putt into his Boate 3 quarter Cask of Syder, & 100 Bisketts 3 or 4 peices of Beefe, & as much Bacon, one Case of Drams, And tht Mr Gerards charges att James Towne came to 1300t Tob & odde, what the odde was hee knoweth not, That Mr Gerard hyred Rich: Granger to goe downe wth him, wch cost him one h̄h̄d of Tob, & allso a Boy of Mr Whytes, But what hee gaue him hee knoweth not, And further tht Mr Gerard tooke Mr Coleloughs oath att James Towne & Mr Clayes deposn att Mr Jurnews in Patowmeck Riuer in Northumberland County, & further sayth not. [p. 168]

Coll Willm Euans att the instance of the dēft Sayth That Daniel Macdaniel in the behalfe of the dēft came unto him to preferre his Petn, Wch hee did att the Prouinciall Court. Whereuppon Order was graunted tht Mr Gerard should bee summoned, And the Busines was sent downe to the County Court, & then Mr Gerard appealed to the Prouinciall Court.

Liber B B After long debate on both sides in this Cause th^{e} pl̃f Craues a Jury to examine into th^{e} dammages th^{t} hee hath susteyned, w^{ch} was graunted.

War^{t} to sheriffe to impanell a Jury of 12 men Ret. forthwth

In th^{e} meane time th^{e} pl̃f brought in this Bill of Charges

ffor attendance wth Boate & hands 5 dayes th^{e} first Prou: Court att 30^{t} p^{r} day	0620
4 dayes attendance att New Towne Court	0120
5 dayes attendance th^{e} 2^{d} Prou: Court wth Boate & hands	0620
Attornys ffees 3 Courts	0180
To th^{e} sheriffe, Clerks & Jury	1000
Payd to th^{e} men th^{t} went to Virginia to procure th^{e} witt-nesses for their paynes	1000
Payd to Daniel Johnson by order of W^{m} Edwards for soe much spent att James Towne	1365
[p. 169] Losse of his time out of his Crop in th^{e} height of th^{e} yeare, & payd to th^{e} Ouerseer	0280
ffor th^{e} Boate, a Case of Drams 4 quarter Cask of Syder 5 Cheeses, 1 pott of Butter, 5 peices of Beefe & Bacon, & th^{e} Charge of this Court	

Sheriffe Ret. his writt & warned/

fforeman

M^{r} John Abington
Thomas Innis
Thomas Taylor
Thomas Hussey

Robert Macklin
Henry Hyde
John Gittings
Richard Dod

Will^{m} Harper
Thomas Burdett
Cuth: ffenwick
Robert fford

Vppon motion th^{t} it is allmost night, The Jury are dismissed & to appeare betimes to morrow morning, & then to goe on this Busines.

Came ffrancis Armestronge & ffrances his Wife & in open Court acknowledge themselues to haue assigned & made ouer, & doe assigne & firmely make ouer from them & their heyres ffifty Acres of Land Vid fol. 228 Lying in Talbott County (called Armestrongs Delight) unto Richard Preston Jun^{r} his heyres & assignes for euer.

Likewise th^{e} s^{d} ffrancis Armestrong & ffrances his Wife doe assigne & make ouer in open Court one other parcell of Land Lying in Talbott County contayning Two hund^{d} Acres (called Weeping Spring) from them & their heyres unto Richard Preston Jun^{r} his heyres & assignes for euer.

Vid fol. 130 And Likewise another parcell of Land contayning Two hund^{d} acres conueyed to him th^{e} s^{d} Armestrong by Edward Lloyd Esq; & allready Recorded Lying in Choptanck Riuer The s^{d} ffrancis Armestrong & ffrancis his Wife doe assigne & make ouer th^{e} same from them & their heyres unto the^{e} fores^{d} Richard Preston Jun^{r} his heyres & assignes for euer. Liber B B

Came ffrancis Armestrong & ffrances his Wife & doe in open Court acknowledge themselues to haue assigned & made ouer, & doe assigne & make ouer firmely from them & their heyres one parcell of Land contayning Two hund^{d} Acres Lying in th^{e} Diuiding Creek in Choptanck Riuer unto John Neuell in Caluert County his heyres & assignes for euer.

Know all men by these p^{r}nts th^{t} I ffrancis Armestrong of Caluert County Plant^{r} for & in consideraōn of a ualuable sum̃e of Tob allready in hand receaued before th^{e} ensealing hereof, haue for mee & my heyres bargayned & sold unto John Neuill on th^{e} Clifts in th^{e} County afores^{d} Plant^{r} Two hund^{d} Acres of Land Joyning to a place formerly taken up by th^{e} afores^{d} Armestrong (called Holland) That is to say The halfe of a parcell of Land Lying betwixt Cornelius Neck & Holland, the uppermost part of ffowre hund^{d} acres, being bownd wth a greate Runne, th^{e} uppermost halfe of th^{e} ffowre hund^{d} acres being Armestrongs owne, This Land of th^{e} afores^{d} Neuills being uppon th^{e} Diuiding Creeke in Choptank Riuer, Joyning uppon a Parcell of Land of th^{e} s^{d} Armestrongs, Beginning att a Red oake, & running Westerly to a Whyte oake being th^{e} first bownd Tree of Holland, & for length running East South East according to Pattent thereof for him th^{e} s^{d} John Neuell & his heyres to enioy th^{e} s^{d} Land wth all th^{e} priuiledges & immunities thereunto according to Pattent belonging for euer, wthout th^{e} Lett molestaōn or p^{r}turbaōn of mee th^{e} s^{d} ffrancis Armestrong or Wife, my heyres or Executo^{rs}, or any other p^{r}son or p^{r}sons challenging or clayming under mee according to Law, & shall uppon all Lawfull call passe this same Deed in Court. In wittnes whereof I hereunto sett my hand & Seale this 22th of July 1663. [p. 170]

Signed & Sealed in th^{e} p^{r}nce of
Robert Stapleford
Charles **C** Dauis
his mark.

This Bill of Sale being agreed unto & wth th^{e} s^{d} John Neuill both by consent of mee & my wife as wittnes our hands & Seales th^{e} day & yeare aboue written

f. A. ffrancis Armestrong Seale
his mark
F A. ffrances Armestrong Seale
her mark

Know all men th^{t} I Will^{m} Tenahill for certaine causes mouing mee thereunto, doe constitute ordaine & appoynt my Louing ffreind Rob^{t} Macklin my true & Lawfull Attorney in & for to see my Land w^{ch} I bought of Andrew Woodbery & Randall Hanson (attorney of th^{e} [p. 171]

Liber B B late Deceased John Commings) confirmed firmly & Lawfully to mee my heyres Executo^{rs} Adm̃istro^{rs} & assignes, And they to defend mee from all iust Claimes in Law whatsoeu^{r}, & my heyres Executo^{rs} Adm^{rs} & assignes in th^{e} posses^{n} thereof for euer, & what my s^{d} Attorney shall doe therein, I doe ratify & confirme in as full āple sort & manner as if I my selfe were p^{r}nt. In wittnes hereof I haue sett my hand this 3^{d} day of ffeb. 1663. Will^{m} I Tenahill
his marke

Wittnes John Lawson
Will^{m} M Cannaday
his marke

This Indenture made th^{e} Eleauenth day of ffeb. in th^{e} yeare of our Lord God one Thows^{d} six hund^{d} sixty & Three, Betweene Andrew Woodbery of Salem in New England mariner of th^{e} one parte, & Will^{m} Tanehill of Poplar Hill in th^{e} County of S^{t} Maries Plant^{r} on th^{e} other parte, Wittnesseth th^{t} th^{e} s^{d} Andrew Woodbery for & in Consideraõn of ffowre Thows^{d} ffowre hund^{d} pownds of Tob & Cask to him in hand payd, whereof & wherewith hee doth acknowledge himselfe fully satisfyed contented & payd, Hath gyuen, graunted, remised, released, bargayned, sold, assigned, & for euer sett ouer, & by these p^{r}nts doth giue, graunt, remise release, bargaine, sell, assigne, & for euer sett ouer unto th^{e} s^{d} Will^{m} Tenehill his heyres or assignes all th^{t} Three hund^{d} & ffifty Acres of Land, Lying on th^{e} Sowth side of Patux^{t} Riuer, & th^{e} North side of a Creeke of th^{e} s^{d} Riuer called S^{t} Stephens Creeke, Bownding as on th^{e} Pattent of th^{e} s^{d} Land graunted to Richard Crackbone the Three & Twentith day of Nouemb^{r} in the Seauen & Twentith yeare of his L^{ps} Dominion ouer this Prouince Añoꝗ Dñi 1658, To haue & to hold th^{e} s^{d} Three hund^{d} and ffifty Acres of Land to him th^{e} s^{d} Will^{m} Tenehill his heyres & assignes foreuer, Wth warranty from th^{e} Just Claymes of any p^{r}son or p^{r}sons whatsoeu^{r}. In wittnes whereof hee th^{e} s^{d} Andrew Woodbery to this p^{r}nt Indenture hath putt his hand & Seale the day
[p. 172] & yeare aboue written. Andrew Woodbery.
Seale

Signed Sealed & deliuered
in th^{e} p^{r}nce of us
L Barbier Tho: Dent.

Came Andrew Woodbery & doth acknowledge that Deed of Sale of Land to Will^{m} Tenehill, produced in open Court by Rob^{t} Macklin th^{e} s^{d} Tenehills Attorney To bee his owne Reall act & Deed.

To all p^{r}sons to whom these p^{r}nts shall come, Know yee th^{t} I Philip Caluert Esꝗ Chancelo^{r} of Maryland att what time I was Secretary of th^{e} s^{d} Prouince had into my posses^{n} and Custody deliuered a Certaine wryting in paper purporting a Bargaine & Sale of a Certaine Tract of Land Lying uppon th^{e} Cliffts in Caluert County from Thomas Marsh late of Elizabeth Riuer in Virginia, unto

Liber B B

Thomas Manning of Nansemund, w^{ch} s^{d} wryting was by Thomas Manning to mee deliuered & to th^{e} intent th^{t} th^{e} s^{d} Thomas Manning a Pattent for th^{e} Land by th^{t} wryting intended to bee conueyed might obtaine by Sarah Marsh th^{e} Relict of th^{e} s^{d} Thomas Marsh acknowledged to bee th^{e} Act & Deed of th^{e} afores^{d} Thomas Marsh, And to th^{e} best of my remembrance declared her willingnes th^{t} th^{e} s^{d} Thomas Manning a Pattent for th^{e} s^{d} Land should then haue & obtaine. Whereuppon I then according to my Duty & office a Pattent for th^{e} s^{d} Land did then wthin short time draw, & to th^{e} date of th^{t} Pattent referre th^{e} certainty of th^{e} time when these things were transacted. Gyuen under my hand this first day of ffebruary 1663

Philip Caluert Seale

Caluert County

Command Luke Barbier & Elizabeth his wife th^{t} iustly &c: they keepe wth Richard Cane th^{e} Couen^{t} &c: of th^{e} manno^{r} of S^{t} Richards, Contayning one Thows^{d} Acres of Land wth th^{e} appurteñces &c: in Caluert County Charles Caluert

And th^{e} Agreem^{t} is such th^{t} th^{e} s^{d} Luke Barbier & Elizabeth his Wife haue acknowledged th^{e} afores^{d} manno^{r} wth th^{e} appurteñces to [p. 173] bee th^{e} right of th^{e} s^{d} Richard Cane, as th^{t} w^{ch} th^{e} s^{d} Rich: Cane hath of th^{e} gwift of th^{e} s^{d} Luke Barbier & Elizabeth his Wife & th^{e} same they haue remised & quitt claymed from them & their heyres to th^{e} afores^{d} Richard Cane, & th^{e} heyres of th^{e} s^{d} Richard Cane for euer. And further th^{e} s^{d} Luke Barbier & Elizabeth his Wife haue graunted for them & th^{e} heyres of th^{e} s^{d} Luke Barbier th^{t} they will warrant to th^{e} afores^{d} Richard Cane, & th^{e} heyres of th^{e} s^{d} Richard Cane, th^{e} afores^{d} manno^{r} wth th^{e} appurteñces ag̃st them th^{e} s^{d} Luke Barbier & Elizabeth his Wife & th^{e} heyres of th^{e} s^{d} Luke Barbier for euer, & further this &c: Luke Barbier Seale

Taken & acknowledged att Elizabeth Barber Seale
Will^{m} Tuttersalls att New
Towne in th^{e} County of S^{t} Maries
th^{e} 27th of Octob^{r} 1662
Before mee, Charles Caluert.

Know all men by these p^{r}nts th^{t} I ffrancis Bachelo^{r} of Charles County in th^{e} Prouince of Maryland Plant^{r} doe hereby acknowledge my selfe my heyres, Exequuto^{rs} & Adm̃istr̃ors, to owe & be indebted unto Zachary Wade & Daniel Johnson of th^{e} s^{d} County Plant^{rs} the iust quantity of Twenty fowre Thows^{d} pownds of good merch^{ble} Aranoco Tob. & cask, And for th^{e} iust & true paym^{t} thereof well & truely to bee made unto th^{e} s^{d} Zachary Wade & Daniel Johnson, or to eyther of them, or to eyther of their heyres Executo^{rs} Adm̃istr̃ors or Assignes, on all demands th^{e} s^{d} ffrancis Bachelo^{r} doe hereby oblige himselfe his heyres Executo^{rs} & Adm̃isto^{rs} firmely by these p^{r}nts, Liber B B And further for th^{e} better Security of th^{e} aboues^{d} sum̄e of Tob, I th^{e} s^{d} ffrancis Bachelo^{r} Doe hereby for my selfe my heyres Executo^{rs} Adm̄istr̄ors & Assignes firmely bind & make ouer unto th^{e} s^{d} Zachary Wade & Daniel Johnson, their heyres Executo^{rs} Adm̄istr̄ors or Assignes One Thows^{d} Acres of Land, Lying scituate & being in Pascatoway Riuer att Pamunkey called by th^{e} name of Southampton, one man Seruant named Robert Wheeler, Twelue head of Cattle, Seauen female, & fiue male of seuerall marks, & properly belonging to th^{e} s^{d} ffrancis Bachelo^{r}, & one Bill for ffowrteene Thows^{d} pownds of Tob. due to him from Thomas Jaruis of Virginia. In wittnes whereof I haue hereunto sett my hand & Seale th^{e} Tenth day of Septemb^{r} 1663.

[p. 174] The Condic̄on of th^{e} aboue obligaōn is such, th^{t} if th^{e} aboue bownden ffrancis Bachelo^{r} his heyres Executo^{rs} Adm̄istr̄ors or assignes or any of them, shall pay or cause to bee well and truly payd unto th^{e} aboues^{d} Zachary Wade & Daniel Johnson, or to eyther of them, or to their heyres Executo^{rs} Adm̄istr̄os or assignes for th^{e} use of Thomas Simpson of S^{t} Maries County att or before th^{e} Twenty Eight day of January next ensuing th^{e} date hereof, th^{e} iust quantity of Twelue Thows^{d} Three hund^{d} pownds of good well cured merch^{ble} Arronoco Tob & cask, att some Conuenient place or places in Charles County afores^{d} Then this Obligaōn to bee uoyd, otherwise to remaine in full force power & uertue. Wittnes my hand & Seale th^{e} day & yeare aboue written ffrancis Bachiler Seale

Signed, Sealed & Deliuered
in th^{e} p^{r}nce of
Tho: Lomax
Will^{m} Hatton.

This is acknowledged before th^{e} Leiu^{t} Grāll & Chancelo^{r} the 11th day of Septemb^{r} 1633 in open Court Will^{m} Bretton Clk̄

To th^{e} hon^{ble} th^{e} Gou^{r} & Councell for th^{e} Prouince of Maryland

The hum^{ble} Pet^{n} of Zachary Wade & Daniel Johnson Sheweth

That whereas ffrancis Bachiler of this Prouince did confesse Judgm^{t} unto yo^{r} Pet^{rs} aḡst one Thows^{d} Acres of Land, Lying & being wthin this Prouince, Twelue head of Cattle, one man seruant, & a Bill for ffowrteene Thows^{d} pownds of Tob & cask due to him from Thomas Jaruis of Virginia, for th^{e} paym^{t} of Twelue Thows^{d} Three hundred pownds of Tob & cask, & not hauing payd any part or parcell thereof Yo^{r} Pet^{rs} therefore humbly pray yo^{r} hono^{rs} to graunt them Execūon uppon th^{e} s^{d} Judgm^{t}, & they shall as in duty bownd pray &c:

[p. 175] Ordered th^{t} th^{e} Pet^{rs} Recouer according to their Pet^{n} & haue Exequūon thereuppon.

Came Zachary Wade & Daniel Johnson & d̄d̄ writt of Exequūon according to th^{e} order. Liber B B

Writt th^{e} sheriffe Charles County to putt th^{e} s^{d} Zachary Wade & Daniel Johnson into posses^{n} of th^{e} Land, Cattle, & seru^{t}, Exequūon uppon th^{e} Bill for Tob 9° ffeb. according to Judgm^{t}.

Cecilius Absolute Lord & Prop^{r} of th^{e} Prouinces of Maryland & Aualon Lord Baron of Baltemore &c: To Henry Coursey & John Bateman Esq^{rs} Greeting. Whereas our Writt of Couen^{t} is depending before our Gouerno^{r} & Councell betweene Symon Carpender of Anna Catherina neck, in Baltemore County, & Thomas Sprigge of th^{e} Resurrection manno^{r} in Caluert County & Catherine his Wife of a ffreehold called Spriggely in Talbott County, Contayning Six hund^{d} Acres of Wood Land grownd, wth th^{e} appurteñces, To th^{e} end of a ffine according to th^{e} Law & Custome of this Our Prouince may betwene them be Leauyed, And whereas th^{e} s^{d} Thomas & Catherine are soe weake th^{t} wthout greate dammage to their Bodies they cannott bee att S^{t} Maries before Our Gouerno^{r} & Councell, att th^{e} day in th^{e} s^{d} writt contayned, to make th^{e} Recognizance, w^{ch} in this case is requyred, as wee are informed, Wee taking Compassion of their weake Estate haue gyuen power to yo^{w} or eyther of yow, to take th^{e} Recognition, w^{ch} th^{e} s^{d} Thomas & Catherine before yo^{w} or eyther of yo^{w} are willing to make of th^{e} p^{r}mises. And therefore Wee Command yo^{w} or eyther of yo^{w} th^{t} goeing in p^{r}son to th^{e} s^{d} Thomas & Catherine yo^{w} receaue their Recognic̄ons afores^{d} When yo^{w} haue Receaued them That yo^{w} Certify them to Our Gouerno^{r} & Councell under yo^{r} or eyther of yo^{r} seales plainly & distinctly to th^{e} end th^{t} then th^{e} s^{d} ffine before our s^{d} Gouerno^{r} & Councell may bee Leauyed according to th^{e} Law & Custome of Our Prouince, Sending to our Gouerno^{r} and Councell this writt. Wittnes Our Deare Brother Philip Caluert Esqꝫ our Leiut^{t} of our s^{d} Prouince this 2^{d} of August in th^{e} 30th yeare of Our Dominion Añoqꝫ Dñi 1661 Seale

Philip Caluert.

Cæcilius &c: To th^{e} sheriffe of Caluert County &c: Command Thomas Sprigge of th^{e} Resurrection mano^{r} in th^{e} s^{d} County & Catherine his wife th^{t} Joyntly &c: they hold Couen^{t} to Symon Carpinder of Six hundred Acres of Land Lying in Worrell hund^{d} in Talbott County called Spriggely, &c: Philip Caluert. [p. 176] Caluert County

And th^{t} th^{e} finall Concord is That th^{e} s^{d} Thomas Sprigge & Catherine his wife haue acknowledged that th^{e} s^{d} six hund^{d} Acres in Worrell hund^{d} wth th^{e} appurteñces are th^{e} Rights of th^{e} s^{d} Symon Carpender, as th^{t} w^{ch} th^{e} s^{d} Symon hath of the Guift of th^{e} s^{d} Thomas & Catherine his wife haue remised & quitt claymed from them th^{e} s^{d} Thomas & Catherine & the heyres of th^{e} s^{d} Thomas Six hund^{d} Acres to th^{e} s^{d} Symon Carpinder & his heyres for euer. And further

Liber B B the sd Thomas and Catherine haue graunted for themselues & the heyres of the sd Thomas tht they will warrant the sd Land to the sd Symon Carpinder & his heyres ag̅st them the sd Thomas & Catherine & the heyres of the sd Thomas for euer. And for this Recognition, remission, Quitt clayme, Warranty, ffine, & Concord, the sd Symon hath gyuen to the sd Thomas & Catherine his Wife ffowre Thowsd pownds of Tob. In wittnes whereof the abouesd Thomas & Catherine his Wife haue affixed their hands & Seales this 17th day of August Añoꝗ Dñi 1661

Thomas Sprigge Seale
Catherine Sprigge Seale

This was Signed & Sealed
in the presence of us.
Wittnes our hands & Seales
Henry Coursey
John Bateman.

Caecilius &c: To James Neale Esqꝫ & Hugh Neale gentn Greeting. Whereas our writt of Couent dependeth in Our Prouinciall Court Betweene Willm Caluert Esqꝫ & James Bowlin & Anne his Wife of Two hundd & ffifty acres of Land in Talbott County, & for a ffine to bee Leauyed betweene them before our Gouernor & Councell in the [p. 177] sd Court, according to the Law & Custome of this Prouince And the sd James & Anne as wee are informed are soe weake tht &c: prout in ordinance–Vid fol. 42, wittnes our Deare Brother Philip Caluert Esqꝫ Deputy Leiutt & Chancelor of Our sd Prouince this 21th of Decembr 1663

Philip Caluert

Command James Bowlin & Anne his Wife That iustly &c: they keepe wth Willm Caluert Esqꝫ & Elizabeth his Wife the Couent &c: of Two hundd & ffifty Acres of Land called Bowlingsley in Talbot County.

Philip Caluert

And the Agreemt is such tht the sd James Bowling & Anne his Wife haue acknowledged the aforesd Two hundd and ffifty Acres to bee the Right of the aforesd Willm Caluert as those wch the sd Willm Caluert hath of the guift of the sd James Bowling & Anne his Wife And the same they haue remised & Quitt Claymed from them & their heyres to the aforesd Willm Caluert & his heyres for euer. And further the sd James Bowling & Anne his Wife haue graunted for them & the heyres of the sd James tht they will warrant to the aforesd Willm Caluert & his heyres the aforesd Two hundd & ffifty Acres of Land wth the appurteñces ag̅st him the sd James & Anne, & the heyres of the sd James foreuer. And for this Remise Release Quitt Clayme the aforesd Willm Caluert hath gyuen to the aforesd James the sum̃e of Three Thowsd Two hundd pownds of Tob.

Taken & acknowledged before us
James Neale Seale
Hugh Neale Seale

James Bowlin
Anne **A B** Bowlin
her marke

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of th^{e} Prouince of Maryland. Liber B B
The humble Pet^{n} of Cuthbert ffenwick Sheweth

That by th^{e} last Will & Testam^{t} of Cuthbert ffenwick Deceased yo^{r} Pet^{rs} ffather, The manno^{r} of S^{t} Cuthberts was to bee deuided betweene yo^{r} Pet^{r} & his Brothers, Yett soe as there was to bee allowed to yo^{r} Pet^{r} one hund^{d} Acres ouer & aboue an equall share unto yo^{r} [p. 178] Pet^{r} & th^{t} Lying uppon S^{t} Cuthberts Creeke, That a writt of Partition hath beene lately issued out of this hon^{ble} Court By uertue of w^{ch} a Jury was impanelled to make Partition of th^{e} s^{d} Land betweene yo^{r} Pet^{r} & his Brothers, That th^{e} s^{d} Jury eyther through unskillfullnes on inaduertensy haue allotted yo^{r} Pet^{r} not full one hund^{d} Acres in all, whereas hee ought to haue had one hund^{d} acres more then any of his Brothers.

Wherefore yo^{r} Pet^{r} humbly prayes th^{t} this hon^{ble} Board will bee pleased to Graunt a new writt of Partition th^{t} soe by another Jury hee may haue according to his ffathers Will one hund^{d} Acres more then his Brothers haue, And hee shall pray &c.

Ordered uppon this Pet^{n} That a new writt of Partition issue forth, & th^{t} th^{e} Surueyo^{r} haue notice, To th^{e} end hee may appoynt a day to bee there present, & assist them in th^{e} Diuiding th^{e} s^{d} Land.

This Indenture made th^{e} Seauenth day of Octob^{r} in th^{e} ffifteenth yeare of th^{e} Reigne of Our Soueraigne Lord Charles &c: & in th^{e} Two & Thirtith yeare of th^{e} Dominion of Caecilius Lord Baltemore Lord & Proprietary of this Prouince of Maryland Betweene Thomas Gerrard of S^{t} Clements Manno^{r} in S^{t} Maries County in th^{e} Prouince afores^{d} Esqꝫ of the one parte, & Thomas Nottley late of Barbados & now of th^{e} same County merchant of th^{e} other parte, Wittnesseth That th^{e} s^{d} Thomas Gerrard for & in Consideraōn of th^{e} sum̃e or quantity of Thirteene Thows^{d} pownds of good merch^{ble} Arronoko Tobacco in Cask unto him th^{e} s^{d} Gerrard att & before th^{e} Sealing & deliuery of these p^{r}nts by th^{e} s^{d} Thomas Nottley well & truly payd, the Receipt whereof th^{e} s^{d} Thomas Gerrard doth hereby acknowledge, & himselfe therewth fully satisfyed & payd, & thereof & of Euery parte & parcell thereof doth clearely acquitt Exonerate and discharge th^{e} s^{d} Thomas Nottley his heyres Executo^{rs} & Adm̃isto^{rs} for euer by these p^{r}nts, Hath gyuen, graunted, aliened, bargayned, sold, assigned, transferred, Enfeoffed, & confirmed, & by these p^{r}nts doth fully clearely & absolutely giue, graunt, bargaine, sell, aliene, assigne, transferre, Enfeoffe & confirme unto th^{e} s^{d} Thomas Nottley his heyres & assignes for euer all th^{t} parcell or Tract of Land, [p. 179] Lying scituate & being in the County afores^{d} being part & parcell of th^{e} manno^{r} of S^{t} Clements afores^{d} commonly knowne & called by th^{e} name of Mannahowicke Neck, being bownded as followeth (to say) Beginning att the Poynt of Land, att th^{e} mouth of Bramley Creeke

Liber B B uppon Wicocomoco Riuer, & soe running up th^{e} s^{d} Creeke & Runne thereof unto a Whyte Oake marked wth nine nottches, & from th^{e} s^{d} oake uppon a due North East Lyne by marked Trees into th^{e} woods, untill th^{e} s^{d} Lyne intersect a Run, called Mathopskin al̄s Merrompton Run, w^{ch} Run bowndeth th^{e} Land of John Gouldsmith & from th^{e} s^{d} Intersection of th^{e} North East Lyne downe Mathopskin al̄s Merrompton Run, unto a Creeke commonly knowne & called by th^{e} name of Gerards Creeke, & soe downe th^{e} s^{d} Creeke w^{ch} deuideth th^{e} Land of Edward Turner, & th^{e} afores^{d} neck, unto th^{e} uttmost Poynt of th^{e} same uppon Wicocomoco Riuer, And from thence Bownded by th^{e} s^{d} Riuer of Wicocomoco unto th^{e} furthermost Poynt of Land att th^{e} mouth of Bramley Creeke first aboue menc̄oned Contayning by Estimaōn ffiue hund^{d} Acres, bee th^{e} same more or lesse, Wth all itts Rights, Members, Jurisdictions, & appurteñces together wth all howses, edifices, & buildings thereon Erected, feedings, pastures, woods, underwoods, wayes, Easements, profitts & Com̄odities whatsoeu^{r}, together wth ffree Liberty of hawking, hunting, fishing & fowling in & uppon th^{e} s^{d} Land, & in and uppon th^{e} afores^{d} manno^{r}, as Likewise ffree ingresse egresse & regresse into th^{e} fforrest for Cattle, hoggs, sheepe, horses, or for any other stock whatsoeu^{r} unto th^{e} s^{d} Thomas Nottley, & unto his heyres belonging in & to th^{e} s^{d} manno^{r} afores^{d}, to haue hold & enioy to him & his heyres for euer, as allso priuiledge for falling of any Timber usefull or necessary for building or fencing in & uppon th^{e} afores^{d} bargayned parcell of Land uppon th^{e} s^{d} manno^{r} being in fforrest & not infenced, all w^{ch} s^{d} parcell of Land, Lying scituate & being as afores^{d} wth all itts rights members iurisdictions & appurteñces wth all howses, buildings, Edifices thereon erected, ffeedings, pastures, woods, underwoods, Easements, wayes, profitts & comodities whatsoeu^{r} together wth free liberty of hawking hunting fishing fowling ingresse Egresse, regresse falling of Timber, And allso all th^{e} Estate, right, tytle, interest, use posses^{n}, property, Clayme & demand whatsoeu^{r} of him th^{e} s^{d} [p. 180] Thomas Gerrard of in or to th^{e} same, To haue & to hold th^{e} s^{d} Land & all & singular other th^{e} p^{r}mises hereby graunted bargayned & sold or mentioned to bee herein or hereby graunted bargayned or sold, wth their & euery of their rights members and appurteñces w^{t}soeu^{r} unto th^{e} s^{d} Thomas Nottley his heyres & assignes to th^{e} only proper use & behoofe of th^{e} s^{d} Thomas Nottley his heyres & assignes for euer, And th^{e} s^{d} Thomas Gerard for himselfe & his heyres Executo^{rs} & Adm̄istr^{rs} th^{e} s^{d} Parcell of Land & all & singular other th^{e} p^{r}mises before graunted, bargayned & sold wth th^{e} appurteñces unto th^{e} s^{d} Thomas Nottley & his heyres to th^{e} only proper use & behoofe of th^{e} s^{d} Thomas Nottley his heyres & assignes foreuer against him th^{e} s^{d} Thomas Gerard his heyres & assignes, & all & euery other p^{r}son & p^{r}sons whatsoeu^{r} lawfully clayming by from or under him, them or any of them, & ag̅st all other p^{r}son or p^{r}sons whatsoeu^{r} att all times hereafter shall & will warrant, & for euer defend, by these p^r^nts, And Liber B B th^e^ s^d^ Thomas Gerrard for himselfe his heyres Executo^rs^ & Adm̄istr^rs^ doth Couen^t^, promise, graunt & agree to & w^th^ th^e^ s^d^ Thomas Nottley his heyres & assignes & euery of them by these p^r^nts in manner & forme following, (that is to say) That hee th^e^ s^d^ Thomas Gerrard att th^e^ time of th^e^ ensealing & deliuery of these p^r^nts is & untill a good pure p^r^fect & absolute Estate of Inheritance of all & singular th^e^ before graunted p^r^mises & euery part thereof shall bee fully uested settled & executed in & uppon th^e^ s^d^ Thomas Nottley & his heyres according to th^e^ true meaning of these presents shall remaine continue & bee seized of & in th^e^ s^d^ parcell of Land, & all & singular other th^e^ p^r^mises graunted bargayned & sold w^th^ all & euery their rights members & appurteñces of a good pure p^r^fect absolute & indefeazeable Estate of Inheritance in ffee simple to bee held by th^e^ s^d^ Thomas Nottley & his heyres of th^e^ s^d^ Thomas Gerard & his heyres in ffree & common Soccage, as of his manno^r^ of S^t^ Clements afores^d^ w^th^out any Condic̄on, Reuersion, Remainder, or Limitaōn of any use or uses, Estate or Estates in or to any person or p^r^sons whatsoeu^r^ to alter, change defeate determine or make uoyd th^e^ same. And th^e^ s^d^ Thomas Gerard att th^e^ time of th^e^ Ensealing [p. 181] & deliuery of these p^r^nts hath full power good right & lawfull authority to graunt bargaine sell & conuey all & singular th^e^ before graunted or mentioned to bee graunted p^r^mises w^th^ their & euery of their appurteñces unto th^e^ s^d^ Thomas Nottley his heyres & assignes in manner & forme afores^d^, And hee th^e^ s^d^ Thomas Nottley his heyres & assignes & euery of them shall & may by force & uertue of these p^r^nts from time to time & att all times for euer hereafter lawfully peaceably & quiettly haue hold use occupy possesse & enioy th^e^ afores^d^ Land & all & singular th^e^ before graunted premises w^th^ their & euery of their Rights members & appurteñces & haue & receiue th^e^ issues & profitts thereof to his & their owne proper use & behoofe for euer, w^th^out th^e^ lawfull lett suite, troble, denyall, interruption, euiction, or disturbance of th^e^ s^d^ Thomas Gerard his heyres or assignes, or of any other p^r^son or p^r^sons whatsoeu^r^ lawfully clayming by from or under him them or any of them, or by his or their meanes act consent tytle, interest, priuity, or procurem^t^ & th^t^ free & cleare, & freely & clearely acquitted exonerated & discharged or otherwise from time to time well & sufficiently saued & kept harmelesse by th^e^ s^d^ Thomas Gerrard his heyres Executo^rs^ or Adm̄istr^rs^ of & from all & all manner of former & other guifts graunts bargaines, sales Leases, mortgages Joyntures dowers, Title of Dowers Statute merchant & of th^e^ Staple, Recognizances Extents, Judgm^ts^ Exeqūons uses Entayles Rents & Arrereages of Rents, forfeitures fines issues & amerciaments, & of & from all & singular other Tytles troubles charges demands & incumbrances whatsoeu^r^ had made committed suffred omitted or done by th^e^ s^d^ Thomas Gerrard his heyres or as-

Liber B B signes, or by any other pʳson or pʳsons whatsoeuʳ Lawfully clayming by from or under him them or any of them, or by from or under his or their meanes Act consent tytle interest priuity or procuremᵗ (Excepting & foreprizing thᵉ Rent hereafter expressed to bee payd unto thᵉ sᵈ Thomas Gerard & his heyres by thᵉ sᵈ Thomas Nottley & his heyres (to say) one Barrell of shelled Indian Corne and a Cowple of Capons to bee payd therefore yearely once a yeare att thᵉ mannoʳ of Sᵗ Clements aforesᵈ ffowrty dayes afore or after thᵉ natiuity of our blessed Sauioʳ And further thᵉ sᵈ Thomas Gerrard for himselfe [p. 182] his heyres Executoʳˢ & Adm̄istrʳˢ doth couenᵗ promise & graunt to & wᵗʰ thᵉ sᵈ Thomas Nottley his heyres & assignes, thᵗ hee thᵉ sᵈ Thomas Gerard his heyres & assignes & all & euery other pʳson & pʳsons & their heyres Lawfully hauing or clayming or rightfully pretending to haue or wᶜʰ hereafter shall or may Lawfully haue or claime, or rightfully pretend to haue any Estate tytle interest or demand into or out of thᵉ pʳmises or any parte, or parcell of them by from or under thᵉ sᵈ Thomas Gerard his heyres or assignes shall bee & will from time to time & att all times during thᵉ space of Seauen yeares next ensuing thᵉ date of these pʳnts att & uppon thᵉ resonable request att thᵉ Cost & Charge in thᵉ Law of thᵉ sᵈ Thomas Nottley his heyres or assignes make doe pʳforme acknowledge, Leauy Exequute & suffer, or cause to made, done, pʳformed, acknowledged, Leauyed, Exequuted & suffered all & euery such further Lawfull & reasonable Act & Acts, thing & things, deuise & deuises, assurance & assurances, & conueyances in thᵉ Law whatsoeuʳ for thᵉ further better & more pʳfect assurance, surety, sure making & conueying of all & singular thᵉ before hereby graunted or mentioned to be graunted pʳmises wᵗʰ their & euery of their Rights, members & appurteñces unto thᵉ sᵈ Thomas Nottley his heyres Executoʳˢ & Adm̄istrʳˢ bee it by ffine or ffines, ffeofment or ffeofments Deed or Deeds, Enrolled or not Enrolled, the Enrolemᵗ of these pʳnts Recouery or Recoueries, wᵗʰ single or dowble Voucher or Vouchers Release or Confirmaõn, or by all & euery, or any thᵉ wayes or meanes aforesᵈ, or by any other wayes or meanes whatsoeuʳ, as by thᵉ sᵈ Thomas Nottley his heyres or assignes, or by his or their Councell Learned in thᵉ Law shall be reasonably deuised aduised or requyred Soe as thᵉ sᵈ Thomas Gerrard his heyres & assignes, or such other pʳson or pʳsons who shall bee requyred to make such further assurance bee nott compelled or compelleable to trauell further then Sᵗ Maries in this Prouince, or to thᵉ usuall place where thᵉ Prouinciall Court shall for thᵉ time hereafter to come bee held in or about thᵉ making thereof. And [p. 183] Lastly it is Couenanted graunted, concluded condescended unto & fully agreed uppon by & betweene thᵉ sᵈ partyes to these pʳnts for them their heyres & assignes by these pʳnts, thᵗ all fines ffeofments Recoueries & assurances in thᵉ Law whatsoeuʳ had made Leauyed acknowledged suffered or done, or hereafter to bee had made knowl-

Liber B B

edged suffered Leauyed or done by or betweene the sd partyes to these prnts or any of them of for touching or concerning the sd Land & all & singular other the before hereby graunted prmises wth their Rights members & appurteñces & euery or any part thereof shall bee & enure, & shall bee construed esteemed adiudged & taken to bee & Enure to the only proper use & behoofe of the sd Thomas Nottley his heyres Executors or assignes for euer, & to none other use intent or purpose whatsoeuer. In wittnes whereof the sd parties to these prnt indentures interchangeably haue sett their hands & Seales the day & yeare first aboue written Thomas Gerard Seale

Signed Sealed & Deliuered
Together wth Possesn gyuen
by Liuery of Seizin by Turffe
& Twigge in prnce of
Justinian Gerard
John Shanks
John Smith
Class Cornelison.

Came Thomas Gerard Esqꝫ & before the Gouernor and Councell in open Court this 9th ffeb. 1663 acknowledged that this Indenture made & by him signed to Thomas Nottley mercht was & is his true reall Act & Deed. Willm Bretton Clk

This Day issued a Generall Release or Quietus Est to Raph Crouch, concerning Edwards Cottons Estate, accord to Order last Prouinciall Court (in his Verbis) Vid fol. 124.

Caecilius Absolute Lord & Proprietary of the Prouinces of Maryland & Aualon, Lord Baron of Baltemore &c: To all the Inhabitants & Poeple wthin our sd Prouince of Maryland and all others whom these prnts shall Concerne Greeting. Whereas it appeares by the [p. 184] accompt uppon Record of Raph Crouch Adm̃istrator or ffeoffee in trust of Edward Cottens Estate That hee the sd Raph Crouch hath prformed his duty therein uppon Consideraōn whereof & of an order of Court made therein the 8th day of Septembr 1663, These are to will & requyre yow & euery of yow from hence forward yow desist & forbeare to sue impleade, molest or prosequute the sd Raph Crouch for or Concerning the sd Estate of Edward Cotten as aforesd as yow will answere the contrary, And Wee doe hereby requyre our Leiutent Cheife Gouernor & Chancelor & keeper of our Greate Seale of our sayd Prouince for the time being & all & Euery of our Chancellors Com̃anders & Commisrs & all other Justices & magistrates wthin our sd Prouince, & authorized to bee from time to time by Vs & our heyres hereafter appoynted & authorized for matters of Judicature that they & euery of them bee carefull from time to time as occasion shall requyre to see our Will & pleasure herein before declared to bee duly obserued & prformed according to Justice, And

Liber B B th^{t} in case th^{e} s^{d} Raph Crouch shall happen att any time hereafter to bee sued impleaded or prosequuted in any of our Courts of Justice in our s^{d} Prouince contrary to th^{e} true intent & meaning herein before signifyed that they & euery of them there p^{r}nt in Court shall admitt & allow of this Quietus est, or th^{e} Record thereof, for a Lawfull & sufficient Plea in Barre to all & euery such suite, accōn or demand. In wittnes whereof Wee haue caused Our Secretary of our s^{d} Prouince of Maryland to publish th^{e} same under our Lesser Seale of our s^{d} Prouince. Gyuen att S^{t} Maries this ninth day of ffebruary in th^{e} two & thirtith yeare of Our Dominion ouer Maryland Añoqꝫ Dñi 1663. Wittnes Our Trusty & Welbeloued Henry Sewall Esqꝫ our Secretary of Our s^{d} Prouince Henry Sewall Secr̄.

The Court adiornes till to morrow morning

[p. 185] This Bill bindeth mee Richard Wraith my heyres or assigñs to deliuer or cause to bee deliuered unto M^{r} George Bradshaw or his order one man seruant betweene seauenteene & Thirty yeares of age in or uppon th^{e} Twentith of Nouemb^{r} next ensuing th^{e} day & date hereof, Vppon Condic̄on th^{t} th^{e} s^{d} George Bradshaws Bills of Exchange bee payd unto th^{e} s^{d} Richard Wraith aboue mentioned, Contayning Twenty ffiue pownds sterling. Wittnes my hand Aprill 23, 1662. Richard Wraith

John Browne Garrard Browne.

Wednesday 10th ffebruary All p^{r}nt as yesterday.

Vid fol. 166. et seq. The Jury called, & all appearing It is ordered that they now goe on wth their busines according to the order last night, & to take wth them the proceedings in th^{t} same cause, as Depos^{ns} &c: inter Thomas Gerard Esqꝫ pl̄f, & Richard Micall dēft.

John Ewens pl̄f
Thomas Billingsley dēft } The pl̄f sayth th^{t} being summoned by th^{e} dēft to this Court, he hath made his appearance accordingly, & therefore desyreth th^{t} th^{e} dēft shew cause (if any hee haue) why hee, to witt, John Ewens should not haue lr̄es of Adm̄istraōn graunted, according to James Billingsley deceased his Will w^{ch} hee hath now by him, & ready to shew to this hon^{ble} Court To w^{ch} th^{e} dēft Thomas Billingsley sayth, th^{t} hee can shew cause why John Ewens ought not to administer, & Thereuppon desyreth th^{t} th^{e} will of James Billingsley Deceased might bee produced, A Copye whereof was read. Then th^{e} dēft craueth th^{t} th^{e} Originall Will bee produced, Alleaging withall th^{t} hee is informed th^{t} there is something in th^{e} originall will, not mentioned in th^{t} will now produced.

ffrancis Gill in this cause sayth, That hee did reade James Billingsleys will, after th^{e} s^{d} Billingsley was dead, And that there was in th^{t} will, w^{ch} hee read (Viz^{t}) I bequeath to my Brother Thomas my share of all my Land. And these words this dep^{t} read ouer two or three times, And was interrupted by Walter Carne, whilst hee read th^{e} same/ Liber B B

It is therefore ordered th^{t} th^{e} Wittnesses bee summoned by w^{ch} hee [p. 186] can or may proue there bee another Will, & as it seemes concealed (Viz^{t}) Grace Parker, ffrancis Huttchins, Arthure Briscoe, John Stansbey & Robert Haigh & to bee att th^{e} next Prouinciall Court, to testify in this cause, & make answere to what shall bee then & there demanded of them Concerning th^{e} afores^{d} James Billingsleys will.

Cap^{t} Thomas Cornewalleys by his Attorney Josias ffendall Esqꝫ Vid. fol. 166. appeales from th^{e} order of th^{e} Prouinciall Court, to th^{e} Court in Chancery, according to an order of th^{e} Gou^{r} & Councell in Assembly for th^{e} rehearing of th^{e} whole cause. And th^{e} s^{d} Attorney Cap^{t} Josias ffendall, mouing th^{e} Board, desyreth to know, why th^{e} seru^{t} in question Hester Nicholds should not serue according to her Indenture? To w^{ch} th^{e} ffather of th^{e} s^{d} Hester John Nicholds sayth, That that Indenture is inualid, for th^{t} a ualuable is nott allowed in th^{e} same Indenture, as it ought. Then th^{e} Attorney prayeth th^{e} Court to deliuer their opinions, whither that Indenture, now read in Court bee inualid or not?

M^{r} Secretary sayth, That th^{e} Indenture is insufficient because there is noe Consideraōn allowed in th^{e} s^{d} Indenture att the exspiraōn of her, th^{e} s^{d} Hesters time, And alsoe for th^{t} shee was not bownd before a magistrate, w^{ch} hee conceiueth ought to bee done, & requisite M^{r} Jerome Whyte th^{e} same M^{r} Baker Brooke contra (Viz^{t}) That th^{e} Indenture is ualid. Chancelo^{r} th^{e} same wth M^{r} Brooke. Leiu^{t} Grāll, That th^{e} Indenture is ualid & good. Whereuppon it is ordered th^{t} th^{e} s^{d} Hester Nicholds serue her former master according to her Indenture.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of th^{e} Prouince of Maryland.

The humble Pet^{n} of Hannah Lee Sheweth

That yo^{r} Pet^{r} had German Gillett under Exequūon for six hund^{d} & odde pownds of Tob. & committed into th^{e} Custody of Co^{ll} Will^{m} Euans High Sheriffe who hath suffered his s^{d} Prisoner Liberty, wthout satisfaction made to yo^{r} Pet^{r}. Wherefore shee prayes order [p. 187] of this hon^{ble} Court for th^{e} s^{d} sheriffe to make satisfaction to th^{e} Debts ualue & shee shall pray &c:

To th^{e} fores^{d} Pet^{n} of Hannah Lee Co^{ll} Will^{m} Euans High Sheriffe of S^{t} Maries County, alleageth & sayth, That James Jolley carryed German Gillett away, out of his Custody, & out of this County.

Liber B B Whereuppon ordered th^{t} th^{e} s^{d} James Jolley bring him th^{e} s^{d} German Gillett againe into this County, & deliuer him into th^{e} Sheriffs Custody here, by th^{e} first day of th^{e} next Prouinciall Court

Vid fol. 166. & seq. The Jury inter Thomas Gerard pl̄f & Richard Micall dēft, came into Court, & deliuer their Verdict as followeth (Viz^{t}) Wee find for th^{e} pl̄f dammage for uniust molestaōn of the pl̄f to th^{e} first County Court to w^{ch} hee was arrested, wth Costs of this Prouinciall Court.

The Court adiorns a while.

The Court mett againe. All p^{r}sent as afore.

Co^{ll} George Waters p^{r} Attor: James Neale } pl̄f
Cap^{t} Miles Cooke dēft } The pl̄f sueth as in his Pet^{n} for a Chest of goods, & other goods taken by him, out of th^{e} ship S^{t} George of

Vid. fol. 51. Braintree. The dēft demandeth of th^{e} pl̄f to shew his power, by w^{ch} hee calleth him to an account for such matters mentioned in his Pet^{n}. And th^{e} pl̄f produceth his Lr̄e of Attorney, w^{ch} was read. Then th^{e} dēft Craueth th^{e} Priuiledge of that Act made last Assembly, Concerning Bills, Bonds, & Specialties Comming from forreigne parts &c: But th^{e} pl̄fs Lr̄e of Attorney being formerly allowed in th^{e} Courts of this Prouince, That Lr̄e of Attorney is therefore to bee allowed & iudged good, And thereuppon ordered th^{t} that Lr̄e of Attorney bee putt uppon th^{e} Publike Records of this Prouince.

Then ordered th^{t} both th^{e} pl̄f & dēft appeare here in Court to morrow morning; And th^{t} all Papers w^{ch} eyther of them haue, as Concerning th^{e} S^{t} George of Braintree, & touching this Cause bee produced by them/

[p. 188] John Hawkins deliuered a Pet^{n} in Court āgst James Jolley for 45460^{l} Tob. & wthall produceth th^{e} s^{d} Jolleys Bond or Couen^{t} for paym^{t} of th^{e} s^{d} sum̄e, Alleaging allsoe th^{t} hee th^{e} Pet^{r} had taken out war^{t} for th^{e} arresting th^{e} s^{d} James Jolley, But th^{e} war^{t} being Returned by th^{e} sheriffe (not serued) hee therefore Craues th^{t} hee may now haue another war^{t} & th^{t} th^{e} s^{d} Jolley answere th^{e} Pet^{rs} demand att next Prouinciall Court, W^{ch} was graunted by th^{e} Court.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell.

The humble Pet^{n} of Thomas Hawker

Humbly sheweth, That whereas yo^{r} Pet^{r} did imploy th^{e} sheriffe to impanell a Jury for th^{e} Laying forth his Land, ffor th^{e} w^{ch} th^{e} sheriffe hath Layd his Exequūon wth th^{e} Broad Arrow uppon yo^{r} Pet^{rs} Tob. howse, Charging yo^{r} Pet^{r} th^{e} sum̄e of ffowre hund^{d} pownds of Tob. for th^{e} same, & ffifty pownds more for th^{e} Exequūon. Wherefore yo^{r} Pet^{r} humbly desyreth yo^{r} hon^{rs} to graunt him some releife, as to th^{e} Dammage hee humbly conceiuing his demand Liber B B to bee more then is due. And yo^{r} Pet^{r} shall as in duty Bownd euer pray &c:

Vppon this Pet^{n} It is ordered, That th^{e} Pet^{r} paying & satisfying to th^{e} sheriffe ffowre hund^{d} & ffifty pownds of Tob, w^{ch} sum̄e is iudged & allowed noe more then what hee may iustly claime in busines of th^{t} nature, Hee dispose of th^{e} Remainder of his Tob. in his Tob. howse, notwthstanding th^{t} Exequūon layd by th^{e} sheriffe, to his owne use

To the hon^{ble} th^{e} Gouerno^{r} & Councell for the Prouince of Maryland.

The humble Pet^{n} of Josias ffendall Sheweth.

That there is a Stock of horses & mares lately belonging unto M^{r} Edward Prescott, w^{ch} doe dayly Iniury unto th^{e} Indians w^{ch} horses & mares, as yo^{r} Pet^{r} humbly conceiueth, doe now belong to his L^{p}, & yo^{r} Pet^{rs} Daughter, by uertue of a Will w^{ch} yo^{r} Pet^{r} is ready to produce to th^{e} Court.

Wherefore it is th^{e} humble desyre of yo^{r} Pet^{r}, as well for satisfying th^{e} Indians in their resonable demand for th^{e} hauing th^{e} horses remoued away, as allsoe for th^{e} securing th^{e} horses, for whomsoeu^{r} they certainely shall appeare to belong unto, who will otherwise bee destrayned, That this hon^{ble} Court will bee pleased to graunt an order, that yo^{r} Pet^{r} may take up (apprayse) & dispose of such of [p. 189] th^{e} s^{d} horses, as doe by th^{e} will belong unto yo^{r} Pet^{rs} Daughter afores^{d}, And hee to bee accomptable, if any latter will or power shall appeare, And allsoe th^{t} there may bee such order taken in th^{e} behalfe of his L^{p} that those of the s^{d} horses belonging to his L^{p} by th^{e} will afores^{d} may bee taken away, & otherwise disposed of, And th^{t} one hund^{d} Armes Length of Roanoke may bee ordered out of th^{e} horses to th^{e} Indians, for th^{e} wronge & dammage th^{e} s^{d} horses did them, th^{e} last yeare, & hee shall pray &c:

Vppon th^{e} Pet^{n} afores^{d} of Josias ffendall Esqꝫ in th^{e} behalfe of the Indians, It is ordered That th^{e} Inhabitants next adioyning unto th^{e} Indians of Sackayo & Portoback Doe help th^{e} s^{d} Indians to make a sufficient Pownd, or ffence well closed; And th^{t} th^{e} s^{d} Indians shall driue into th^{e} s^{d} Pownd all such hoggs, Cattle and horses, as shall any wise damnify them in their Corne feilds or otherwise, betweene the months of March & December next following. And it is likewise ordered That th^{e} owners of such hoggs Cattle & horses as shall doe such dammage unto th^{e} s^{d} Indians w^{ch} shall bee putt into th^{e} Pownd, That such owners shall pay for such dammages done by their hoggs Cattle or horses, as shall bee by Thomas Mathewes one of th^{e} Commis^{rs} of Charles County, thought fitt & requisite, & th^{e} s^{d} Thomas Mathews to adiudge the Dammage.

Liber B B Know all men by these p^{r}nts th^{t} wee Richard Cullemore & Symon Boyer mariners doe hereby Constitute & ordaine & appoynt for us & in our names our Louing ffreind Daniel Jenifer to sue impleade & recouer all such Debt or debts as shall bee due unto us, & for default of non paym^{t} to impleade or imprison any from whom such Debts shall bee due, & this to bee in as full force, as if wee ourselues were present. As wittnes our hands & Seales this 19th day of January 166¾. Seale

Wittnes ffrancis Jackson, The marke of **R** Rich: Cullemore
Hen: Hudson/ Seale
The marke of **S** Symon Boyer

Richard Collemore pl̄f. } The Pl̄f sueth as in th^{e} Pet^{n} fol. 141.
Raymond Stapleford dēft } The dēft Denyeth th^{t} hee turned th^{e} pl̄f on Shoare.

Vid fol. 141. [p. 190] Thomas Sewall aged 29 years or thereabouts Sworne Sayth That about 3 weekes or more since Raymond Staplefort did uppon a Sunday bid Rich: Cullemore & Symon Boyer goe on shoare they belonging as Seafarers to th^{e} Vessell of w^{ch} th^{e} s^{d} Raymond Stapleford was merch^{t}, By reason they would not goe in th^{e} Boate wth him uppon th^{t} Sunday to rowe him up th^{e} Riuer Likewise denying him their wages what was due unto them, Saying, If they would not doe his worke they should not haue uictualls or wages from him, & further hee sayth not. Thomas Seywell.

Jurat Coram me
Will^{m} Bretton/

Rich: Cullemore pl̄f } The pl̄f sueth as in his Pet^{n}. The Dēft,
Raymond Staplefort dēft } denyeth th^{t} euer hee turned th^{e} dēft on shoare. And by th^{e} Oath of Thomas Sewell th^{t} M^{r} Staplefort bid th^{e} pl̄f goe on shoare, for th^{t} hee denyed to rowe th^{e} dēft up th^{e} Riuer. Besides th^{e} dēft sayth th^{t} hee was not Master of th^{e} Vessell, & therefore could not force or compell th^{e} pl̄f to goe on shoare/ Vid. fol. 141.

Ordered that this Cause bee Respited 'till next Prouinciall Court.

Symon Boyer pl̄f } This Cause being of th^{e} same manner, &
Raymond Staplford dēft } forme wth th^{e} former, Ordered th^{t} this Cause allsoe be Respited 'till next Prouinciall Court.

Ordered Likewise that ffrances Brookes th^{e} Relict of Michael Brookes in S^{t} Leonards Creeke in Caluert County haue lr̄es of Adm̄istraōn graunted her, on th^{e} Estate of her late husband Michael Brookes Deceased.

ffrancis Gumby pl̄f } The pl̄f sueth as in his Pet^{n} entred fol. 144,
Rich: Deauer dēft } for wages, apparell &c:

Vid. fol. 144. 252 In this Cause Will^{m} Jennings aged 25 yeares or thereabouts deposed & sworne in open Court Sayth, That ffrancis Gumby had an obligatory writing, graunting & allowing to th^{e} s^{d} ffrancis a third part of his labour, according to the best of my knowledge, & suites & shirts in th^{e} yeare, w^{ch} things, & w^{ch} writings I doe in my Conscience beleiue were promised th^{e} s^{d} ffrancis, & assigned by his master Richard Deauer, ffor as much as in th^{e} time since, hee did not disowne itt, But because I was not present of the assignaōn of it, I cannot sweare safely it was under Deauers hand, And what since became of it, I nayther directly nor indirectly know. Liber B B [p. 191]

Will^{m} Jennings

Henry Sewall Esqꝫ & Secretary &c: being ordered by th^{e} Board to declare his knowledge in this Cause Sayth.

That att th^{e} request of M^{r} Jennings aboard th^{e} Dilligence att Poynt Patience, The s^{d} Jennings desyring his opinion in a Cause, Who Certifyed him th^{e} s^{d} Jennings th^{t} hee could not neyther would hee deliuer his opinion or Judgm^{t} in any cause whatsoeu^{r}, though requested, if hee presupposed or presumed it were to come into Court, & soe to open tryall, & the s^{d} Jennings answered th^{t} it was neuer like soe to doe, Whereuppon th^{e} s^{d} Jennings sayd as followeth. That in Case a Certaine seruant should bee brought into this Country uppon a Condic̄on to enioy th^{e} third part of his labour, wth other Condic̄ons of Two suites of Cloaths euery yeare, during his seruice, And if th^{e} first importer should sell him to another whither or noe th^{e} Last person should not make good that former Condic̄on? And hee answered Yes, If it were to ffiue hund^{d} p^{r}sons th^{e} Last must & should make good th^{t} former Condic̄on, & further sayth not.

It is ordered th^{t} this Cause bee Respited 'till next Prouinciall Court, & th^{t} in th^{e} meane time th^{e} pl̃f summone his wittnesses to th^{t} Court to euidence for him, & to what hee hath alleaged in his Pet^{n}.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell, &c:

The humble Pet^{n} of Hannah Lee Sheweth Vid. fol. 130.

That yo^{r} Pet^{r} being bownd in Recogniz. to th^{e} L^{d} Prop^{r} for th^{e} appearance of Andrew Bashaw, Anthony Crowder, & John Hayles to this Prouinciall Court, The w^{ch} shee hath p^{r}formed to obligaōn. Wherefore shee humbly prays th^{t} her Recogniz. may bee Vacated uppon Record, & shee thereof discharged, & shee shall pray &c.

[p. 192] Andrew Brashaw, Anthony Crowder, & John Hales making their p^{r}sonall appearance all of them, this day in Court, It is ordered th^{t} th^{e} Pet^{rs} Recogniz. to th^{e} L^{d} Prop^{r} for 20000^{l} Tob. bee Vacated on th^{e} Records & recalled, & shee dismissed.

The Court adiornes 'til to morrow morning.

Liber B B Thursday ijth ffebruary 1663. All present as yesterday.

Vid. fol. 164. & fol. 200. & 201 In th^e Cause betwixt Co^{ll} George Wate^{r}s p^r Attornat. Cap^t James Neale pl̄f & Cap^t Miles Cooke dēft, Concerning Judiciall Charges for w^{ch} there is allready an Exequūon Signed & graunted, (Viz^t)

for one dayes attendance for himselfe	030
for 3 men Roweing him from his shipp	150
for non suite	050
Amerciam^t	050
	280

And ordered th^t That exequūon graunted bee sup^{r}seded 'till further tryall in this Cause, according to former order.

John Abington pl̄f. Jerome Whyte dēft } The pl̄f, sueth as in his Pet^n for a Seru^t as hee shall like of according to th^e words in his Bill or specialty. To w^{ch} th^e dēft answeres th^t hee hath allready tendred Vid. fol. 138. him an able man seruant, & according to his Condic̄on or Couen^t. Vppon much & long debate in this Cause The Vote of the Councell is requyred Whither or noe it bee thought fitt to Leaue th^e pl̄f to that unlimitated power as is expressed in th^e dēfts Condic̄on or Bill to th^e pl̄f (Viz^t) to deliuer a seru^t as th^e pl̄f shall like of, Yea or noe? The maior Vote of th^e Board is, Noe. Then th^e dēft. Craues a Jury, to Enquyre Whither th^e man by him tendred bee an able seruant, Yea or noe? W^{ch} was graunted.

War^t to sheriffe to impanell a Jury of 12 men Ret. forthwth.

Sheriffe Returnes his writt & warned.

[p. 193] fforeman

M^r Walter Hall
Thomas Hatton
George Thompson
Thomas Wynne
John Lumbrozo
Robert Macklin
Will^m Roswell
Peter Watts
Edward Clarke
James Thompson
Hugh Stanley
Henry Ellery

In th^e meane time

John Nutthall gent^n in ditt, Sayth That M^r John Abington requested him this depon^t to receaue a seruant from M^r Jerome Whyte for his th^e s^d Abingtons use, And th^t M^r Whyte did send a seruant to him by M^r Powick. And after a while after th^t seruant was in his howse, hee enquyred of him, what hee was? & how hee came into th^e Country? And th^e man replyed & sayd th^t hee came into this Country to wayte on some Gent^n or other, And thereuppon after a small space hee this Depon^t told M^r Powick, who then brought him thither, that hee would not accept of him, & giue a discharge for him, as th^e s^d M^r Powick requested, because hee this Depon^t had noe lr̄e of Attorney from M^r Abington to th^t purpose.

Then th^e Juro^{rs} came & deliuered this following Pet^n

To th^e^ hon^ble^ th^e^ Gouerno^r^ & Councell. Liber B B

The humble Pet^n^ of th^e^ Jury Sheweth.

That whereas wee haue beene detayned here euer since yesterday att noone, to th^e^ lett & hinderance of our goeing about our owne busines Wee therefore humbly beseech & intreate this hon^ble^ Court to graunt us order ag̃st th^e^ party Cast in th^e^ suite 360^t^ Tob. & Cask, towards our expences & wee shall pray &c:

Vppon this Pet^n^, ordered That each man of th^e^ Jury bee allowed by th^e^ party Cast in this suite Thirty pownds of Tob, w^ch^ comes in th^e^ whole to Three hund^d^ & sixty pownds of Tob.

Then th^e^ Jury deliuered in their Verdict (Viz^t^) Wee find the man tendred by th^e^ dẽft, for th^e^ use of th^e^ pl̃f, a Likelye man seruant to outward appearance.

Ordered thereuppon th^t^ th^e^ pl̃f bee nonsuited, & pay Costs of suite & Dammages susteyned.

Hon^d^ S^r^ [p. 194]

I haue thought good to recommend unto yo^r^ hon^r^ a few lines concerning th^e^ Estate of th^e^ Orphan of Tho: Belcher, as being formerly by order of Court in some sort intrusted w^th^ the ouersight thereof, And being att p^r^nt disabled by urgent occasion th^t^ I could not present my selfe att this Court. Soe that my humble request is, in th^e^ behalfe of th^e^ Orphan, th^t^ since M^r^ Bateman is now deceased, who hath formerly had th^e^ disposing of this s^d^ Orphans Estate, & hath not in his life time gyuen up any account thereof to th^e^ Court, That yo^r^ hon^r^ would bee pleased together w^th^ th^e^ rest of this hon^ble^ Court That noe order may bee graunted ag̃st th^e^ Estate of M^r^ Bateman, untill there is an account of th^e^ s^d^ orphans Estate. Otherwise th^t^ there such care taken th^t^ th^e^ Orphan may nott bee a sufferer in her iust right. I haue formerly acquainted th^e^ Chancelo^r^ herew^th^ & dowbt not but in soe laudable an accõn as this is, w^ch^ is tending only for th^e^ good, & th^e^ securing of th^e^ Orphans Estate, that her ffather left to her, th^t^ shee may not bee a sufferer herein. Not els but rest, yo^r^ hon^rs^ faythfull seru^t^. To command to his power

ffeb. 5, 1663. Tho: Sprigge.

ffor th^e^ hon^ble^ th^e^ Leiu^t^
Grãll of Maryland.
these p^r^sent.

Know all men by these p^r^nts th^t^ I Mary Bateman Exequt^x^ of John Batemen Esq deceased, haue nominated constituted & appoynted my trusty freind Capt^t^ Thomas Manning my true & lawfull Attorney for mee & in my name, to aske, sue for, Leauy, Requyre, Recouer & Receaue of all & euery p^r^son or p^r^sons whatsoeu^r^ all & euery such

Liber B B Debt & sum̃es as are now due unto mee, Gyuing & graunting unto my sd Attorney my full power strength & authority in & about the premises, & uppon the Receipt of any such Debt, acquittances or other discharges for mee, & in my name, to make, Seale, & deliuer. And I doe hereby further authorize my sd Attorney to answere all suites commenced or to be commenced aḡst mee in any Court of this Prouince hereby ratifying & confirming whatsoeur my sd Attorney [p. 195] shall doe in the premises, as if I were prsonally prsent. In wittnes whereof I haue hereunto putt my hand & Seale this 10th ffebruary, 1663.

Seale
Mary Bateman

Signed Sealed & deliuered
in the prsence of
John Gittings

Symon Carpenter pl̄f } The pl̄f sues as afore in his Petn fol. 149.
Mrs Mary Bateman dēft } The dēft by her Attorney Capt Thomas Vid fol. 149 194 261 Manning answeres, That the sheriffe did not Leaue a Copey of the pl̄fs Declaraōn or Petn wth the dēft, according to Act of Assembly, whereby to prouide her answere. The dēft likewise answeres tht Mr Thomas Sprigge, as ouerseer of the Estate of Thomas Belcher hath allready entred Caueat upon Record in Caluert County aḡst the Estate of John Bateman, That noe Judgmts should passe aḡst the Estate of the sd John Bateman 'till the Exequutrix of the sd Bateman had accompted for the Estate of the orphan of Thomas Belcher, wch was & is in his the sd Batemans possesn & Custody, To wch purpose the sd Mr Thomas Sprigge hath directed his letter to the honble the Leiut Grāll, & Recorded/

Ordered tht the Commisrs of Caluert County att their next meeting in tht County doe take into their charge from Mrs Mary Bateman, Exequutrix of John Bateman deceased, the whole Estate of the orphan of Thomas Belcher, now in her hands: Together wth the account of the sd Estate. And further ordered That this order bee deliuered to Capt Thomas Manning to bee sent by him unto the next County Court in Caluert County.

The pl̄f maketh oath to his accounts now by him produced in open Court. Then the dēft Craues a Coppy of the pl̄fs accompts & engagemts wch hee now hath taken his oath of, & an imparleance 'till next Prouinciall Court, to make answere therto. And the Court ordered tht the dēft haue Coppy of the sd Accounts gyuen her by the pl̄f; And further ordered tht the Dēft haue Imparleance 'till next Prouinciall Court, to make her plea & exceptions thereunto.

This Bill Bindeth mee Thomas Bisse of Bristoll mercht my heyres or assignes to pay or cause to bee payd unto John Edmonson & ffrances Armestronge their heyres or Assignes Eleuen Thowsd ffiue [p. 196] hundd pownds of good, large, bright Tob. & cask to bee payd uppon the Clifts, or in Patuxt Riuer, att or uppon the 10th day of Octobr next after th^{e} date hereof, as wittnes my hand this 17th day of ffebruary 1663/ Liber B B

The Condic̄on of this p^{r}nt obligaōn is such th^{t} if th^{e} aboues^{d} John Edmundson & ffrancis Armestronge doe well & truely make good according to Law, unto Thomas Bisse his heyres exequuto^{rs} adm̄istr̄ors or assignes Thirteene hund^{d} Acres of Land Lying uppon th^{e} North side of th^{e} Riuer called Choptanck, Bownded uppon both sides wth Two Creeks, & gyuen in to Andrew Skinner, to bee called Little Bristoll, & a Pattent gyuen, & sent for England by th^{e} John & Mary att their owne proper Charge, wthout all other Charge whatsoeu^{r} then this obligaōn to bee in force, otherwise to bee Voyd, as wittnes my hand th^{e} day & yeare as aboue written.

Wittnes hereof Tho: Bisse.

Henry Thompson
James Shacklady.

Henry Spinke pl̄f
D^{r} Luke Barber dēft

The pl̄fs Pet^{n} & th^{e} dēfts answere thereto & his Charge aḡst th^{e} pl̄f being read ouer, The pl̄f by Elionor Spinke (her husband being absent) by her Attoney Co^{tt} Will^{m} Euans, sayth th^{t} whereas the dēft hauing taxed th^{e} pl̄f in open Court, affirming th^{t} her oath was false & malitious is matter of ffact: & therefore desyreth th^{e} Board to deliuer their opinion & Judgm^{t} in th^{e} same. And after some Debate in th^{e} Cause, The Judgm^{t} of th^{e} Board is, That if D^{r} Barber uttered those words after th^{e} s^{d} Elionor had taken & gyuen in her oath in Court it ought to bee iudged & esteamed as matter of ffact. Then th^{e} pl̄f craues a Jury, w^{ch} was graunted. Vid. fol. 116. & fol. 158

War^{t} to sheriffe to impanel a Jury Ret. forthwth.

Edward Clarke sworne & examined in open Court sayth That after Elionor Spinke had deliuered in her oath, D^{r} Barber threw it, to M^{r} Hall, & bid him Record them, for they were false & malicious, & hee did not question but to proue her periured/ & further sayth not/

M^{r} Walter Hall sworne & examined likewise in open Court sayth, [p. 197] That after Elionor Spinke was sworne the Doctor gaue this Depon^{t} Two Depos^{ns} the one being Elionor Spinke, & bad mee Record them, & bee Carefull of them: ffor hee would proue them false & malicious, And made noe Doubt but to gett under th^{e} L^{d} Chancelo^{rs} of England his hand to punish such malitious p^{r}sons as those were, & further sayth not/

Sheriffe Returnes his writt, & warned

ffforeman
Will^{m} Caluert Esq
Patrick fforrest
Thomas Hussey
Robert Peyton
Peter Watts
Will^{m} Robinson
James Lindsey
Daniel Clocker
John Lumbrozo
Thomas Hatton
George Thompson
Richard Dodde

Liber B B The Juro^{rs} Charge gyuen is this (Viz^{t}) Whither D^{r} Luke Barber
accusing Elionor Spinke, in saying her oath was false & malitious,
Those words were spoken by him afore or after shee had taken her
oath. If spoken before to find for th^{e} dēft, if after to find for th^{e}
pl̄f, wth Costs & Dammages.

After long debate th^{e} Juro^{rs} came into Court, & Demand 30^{l} Tob
Vid fol. 193. p^{r} head, as was allowed th^{t} former Jury inter John Abington pl̄f
& Hierome dēft, w^{ch} was allowed, & graunted by th^{e} Board. Then
they deliuer in their Verdict as followeth (Viz^{t}) The Jury doth
award unto th^{e} pl̄f for dam̄ages Thirty Thows^{d} pownds of Tob &
Cask, wth Cost & charge of suite And the Court ordered th^{e} Verdict
bee entred for th^{e} Judgm^{t}

James Thompson pl̄f } To th^{e} pl̄fs Pet^{n} The dēft answers That hee
Hugh Standley dēft } hath payd Giles Sadlers Estate beyownd As-
Vid fol. 134. setts & therefore humbly craueth a Quietus est, And further Sayth
th^{t} hee hath not th^{e} accounts of th^{e} pl̄fs in his hands or Custody, And
th^{e} pl̄f affirmes th^{e} contrary, saying, th^{t} hee did see them in his hands
& neuer receaued them from him. W^{ch} accounts of pl̄fs, not being on
th^{e} Publike Leauy ordered th^{t} th^{e} pl̄f bee nonsuited, & th^{e} dēft
dismissed.

Will^{m} Robinson brought into Court his Account for Judiciall Charges expended in causa inter him th^{e} s^{d} Will^{m} Robinson dēft & Daniel Johnson pl̄f, amounting in th^{e} whole to one Thows^{d} ffowre hund^{d} Twenty nine pownds of Tob & cask, w^{ch} s^{d} account was allowed by th^{e} Board.

[p. 198] Writt Exequūon issued to sheriffe Charles County accordingly
for 1429^{l} Tob, & to Leuy th^{e} same.

Richard Dodde likewise brought into Court his acc^{t} for Judiciall Charges inter him th^{e} s^{d} Richard Dodde Dēft & Rob^{t} Robins expended, amounting in th^{e} whole to one Thows^{d} Three hund^{d} ffifty six pownds Tob. & cask, w^{ch} was allso allowed by th^{e} Board.

Writt Exequūon issued to sheriffe Charles County for 1356^{l} Tob.

The Court adiornes for a while.

The Court mett againe all p^{r}nt as afore.

Thomas Ward pl̄f } Neyther appearing, The Cause dismissed.
Ellis Coleman dēft }

D^{r} Luke Barber pl̄f. } The pl̄f sues as in his Pet^{n}, fol. 142. This
Charles hill dēft. } Cause is allready entred upon the Records of
Vid. fol. 142. S^{t} Maries County Court held att new Towne 25th August, 1663,

& att a Court held th^{e} first Tuesday in January following, 1663/4, for th^{e} same County wth Certaine Depos^{ns} then taken by th^{e} Coms^{rs} of th^{t} County, wth Receipts allso, appertayning to this Cause, are there on th^{e} Records of th^{t} County Court entred, & apperteyning to this Cause, w^{ch} in th^{e} Records of Prouinciall Court, are not entred againe. To th^{e} present Cause. Liber B B

Pope Aluye sworne sayth th^{t} goeing to Gooddy Lloyds D^{r} Barber desyred this Depon^{t} to carry along wth him Certaine medicines to M^{r} Hoppin then lying there sick att Tho: Bassetts. And comming to M^{r} Lloyds & meeting there M^{r} Prowse, partner of th^{e} s^{d} Hoppin this depon^{t} deliuered th^{e} s^{d} medicines sent by D^{r} Barber to bee deliuered by him to th^{e} s^{d} Hoppin, both hee & th^{e} s^{d} Hoppin (Lying sick att Thomas Bassetts howse) then lyuing or quartering in th^{e} s^{d} Bassetts howse.

M^{r} Walter Hall Attorney in this cause sayth & declareth That att th^{e} County Court in New Towne where this Cause was then first heard, D^{r} Luke Barber desyred that his acc^{t} might bee allowed, w^{ch} those Comis^{rs} then sitting in th^{t} County Court thought th^{t} could not [p. 199] admitt or allow because D^{r} Barber desyred to bee heard in Chancery And th^{e} Commis^{rs} supposing themselues not to bee a Court of Chancery unlesse they were authorized by Commis^{n} from the p^{r}nt Chancelo^{r} Philip Caluert Esqꝫ soe to doe; It bee derogating from his office of Chancelorship. And thereuppon they thought fitt & did waue that account.

Ordered th^{t} this Cause be respited till M^{r} Prowse be here in th^{e} prouince, & D^{r} Barber both p^{r}nt, & then to wage Law.

Pope Aluey pl̄f. } The Dēft acknowledging his Bill, Ordered
John Lumbrozo dēft } that th^{e} dēft pay unto th^{e} pl̄f this p^{r}nt yeare
one Thows^{d} one hund^{d} & sixty pownds of Tob. & cask, ells Exequūon
Vid fol. 145, & fol 216

Bee it knowne unto all men by these p^{r}nts th^{t} I Tho: Wyn of th^{e} Prouince of Maryland doe constitute, appoynt & ordaine my uery louing ffreind M^{r} George Reynolds my true & Lawfull Attorney in all accōns depending now betweene me & Pope Aluey att this Prouinciall Court for me & in my name to answere, impleade &c: Wittnes my hand this 10th of ffebruary 1663/4 Thomas Wynne

Pope Aluey pl̄f } The dēft by her Attorney sayth That shee is un- Vid. fol. 145
Eliz: Wyn dēft. } der Court Barne, & ought not to bee arrested, or & fol. 39 &
answere in th^{e} Cause, & therefore Craues an nonsuite, w^{ch} was fol. 216.
graunted by th^{e} Board wth Costs.

Pope Aluey pl̄f } This cause being entred as th^{e} former, fol. 146,
Eliz: Wyn dēft } for Linnen &c: as in th^{e} Pet^{n}

Liber B B Vid fol. 146. Capt Miles Cooke in ditt sayth That hee knowes not of any Linnen whatsoeur But tht one of his men did informe him aboard his ship, tht Mr Hammond Left there a Certaine Bundle, what was in it, this depont knoweth not. But meeting wth Mrs hammond, & understanding of Mr Hammonds death, hee this Depont profered tht Bundle to Mrs Hammond, & shee sayd shee could not then take it wth her. And att the goeing away of the ship hee this depont left tht Bundle wth Mr Yowng, & what after became of it hee knows not, or to whom Mr Yowng deliuered it./

Nothing as yett ordered in this Cause

Wm Bretton/

[p. 200] To the honble the Gouernor & Councell.

The humble Petn of Hugh Stanley, Sheweth.

Vid. fol. 125. That yor Petr hath according to Custome sett up his name to declare for Quietus est the Last Assembly, fob. Tob. receaued by Giles Sadler then sheriffe for the publick. Vppon wch An order was past for the obtayning thereof, And since hath declared for another Quietus Est uppon the Estate of the sd Giles Sadler, whose Relict hee hath marryed. Wherefore hee humbly Craues from this honble Court Quietus Est uppon the sd Estate & for Publike Leauies & Debts, & hee shall pray &c:

Ordered tht the Petr haue Quietus Ests according to his Petn

The Court adiornes 'till to morrow morning.

ffriday 12th ffebruary 1663. All prnt as yesterday.

Vid fol. 164. fol. 192. & fol. 201. Capt James Neale Came & desyreth tht Capt Miles Cooke bee summoned to appeare forthwth to answere what the sd Capt Neale may or shall obiect agst his writt of Exequũon formerly entred but superseded.

Summons issued to the sheriffe St Maries County, &c: to bee att the Court forthwth this prnt day, & order to the sd sheriffe to presse Boate & hands to serue the sd summons (Vizt)

Capt Miles Cooke yow are hereby requyred by the Court now sitting, to make yor prsonall appearance before Vs, To answere in a Cause depending betwixt yow & Capt James Neale, the Attorney of Coll George Waters & partners as Touching the St George of Brayntree, The Court being now ready to determine that busines betwixt yor &c:

Charles Caluert.

Willm Singlton plf.
Richard Bayly deft } Neyther plf or deft appearing The Cause dismissed, wth nonsuite & Charges to the plf.

Vppon th^{e} appearance of Mathew Crab in Court It is ordered by th^{e} Court th^{t} th^{e} Commis^{rs} of S^{t} Maries County doe prouide a Being, Liuelyhood & maintenance for th^{e} s^{d} Marth Crab, (shee being Lame) & charge it to their County Leauy. W^{m} Bretton/ Liber B B

Henry Hudson pl̄f. } This Accōn is uppon Appeale from Charles County Court, But th^{e} Bill, uppon which th^{e} accōn is grownded here Recorded fol. 152. And th^{e} pl̄f not appearing not any Attorney by from or under him, th^{e} dēft Craues nonsuite wth Costs, w^{ch} was graunted him. [p. 201] Vid fol. 152. & fol. 217

John Cane dēft. }

The Court adiornes for a while.

The Court mett againe all p^{r}nt as afore.

Vppon th^{e} writt of Scire facias of Thomas Gerard pl̄f & th^{e} Subscribers dēfts, In answere th^{e} dēfts say by their Attorney George Thompson That when M^{r} Gerard was soe Elected, It soe hapned, th^{t} there was noe assembly, & consequently noe Burgesse: & therefore nothing due. But Considering though noe Assembly yett M^{r} Gerard went downe from his owne howse to S^{t} Maries, as if th^{e} Assembly by those called had held, Vid. fol. 153

Ordered th^{t} M^{r} Gerard haue Exeq^{n} for 500^{l} Tob, according to th^{t} former order or Judgm^{t} att S^{t} Leonards Āno 1658 uppon th^{e} parties now warned by th^{e} sheriffe & now summoned by him uppon th^{t} writt of Scire facias in Charles County, Besides Costs of suite. The Costs are 22 p^{r}sons–52^{l} Tob. p^{r} head.

Writt &c: to sheriffe Charles County.

Co^{l} George Waters p^{r} }
Attorn: Cap^{t} James Neale pl̄f } Att th^{e} request both of th^{e} pl̄f & dēft, (The dēft making his appearance according to summons now sent to him) It is th^{e} desyre of them both th^{t} the pl̄fs Lr̄e of Attorney bee entred on th^{e} publike Records of this Prouince, To th^{e} end th^{t} th^{e} dēft may haue a Copey thereof As concerning th^{e} other papers or Euidences now produced according to former order by th^{e} pl̄f, touching th^{e} S^{t} George of Braintree It is Likewise ordered that they bee all of them putt uppon th^{e} Records here/ And they are as followeth/ Vid fol. 164, 200, & 192
Cap^{t} Miles Cooke dēft }

In th^{e} name of God Amen. By th^{e} Tenoure of this publike Instrum^{t} of Procuraōn or Letter of Attorney, Bee it knowne unto all men That uppon this p^{r}nt day th^{e} seauenteenth of September (Stylo nouo) in the yeare of our Lord God one Thows^{d} six hund^{d} & sixty before mee John Crosse by y^{e} Court of Holland admitted sworne, & Publike Notary dwelling in Arme^{r}staad, & in p^{r}nce of th^{e} wittnesses hereafter named, appeared p^{r}sonally Jacob Direckson Willree Lre Atto^{r}ney (A printed seale) [p. 202]

Liber B B ffree Denizon of England, & att p^{r}nt in th^{e} s^{d} Citty (to mee th^{e} s^{d} notary well knowne) Late master of th^{e} good ship Called th^{e} S^{t} George of Baintree in th^{e} Kingdome of Ireland, In his owne name & behalfe of Co^{ll} George Waters & other Partowners of th^{e} s^{d} ship & particular Lading, w^{ch} were about th^{e} month of May one Thows^{d} six hund^{d} ffifty & nine uery uniustly taken from him att Barbados & carryed to Maryland, And are still uery uniustly detayned from them, W^{ch} s^{d} Appearer of his owne ffree & uoluntary will hath made, ordayned, & in his steed & place Constituted & appoynted his trusty & good ffreind Cap^{t} James Neale (the Bearer hereof) att pr^{nt} standing uppon his repayre to Maryland afores^{d}, to bee his true Lawfull & undoubted Attorney & Procurato^{r}, Gyuing & by these p^{r}nts graunting to his s^{d} Attorney for him Constituont, in his name & steed, & to his use & behoofe And likewise to th^{e} use & behoofe of th^{e} other owners of th^{e} s^{d} ship, & p^{r}ticular Lading, to demaund, reclaime, recouer & receiue of & from th^{e} Gouerno^{r} of Maryland afores^{d}, or of any whatsoeu^{r} p^{r}son or p^{r}sons wheresoeu^{r}, or of his, or their, & euery of their goods, accõns, Creditts, Effects, & things wheresoeu^{r} being or to bee fownd, Restituõn of th^{e} s^{d} ship S^{t} George, Appurteñces, & dependences thereof, & allsoe of th^{e} p^{r}ticular Lading; or else full paym^{t} & satisfaction for th^{e} same: Together wth all Costs, dam̃ages, Charges & interests by th^{e} uniust & unlawfull carrying away taking & Detention of th^{e} s^{d} ship & Lading allready suffered & yett to sustayned, untill full restituõn of, or paym^{t} or satisfaction for th^{e} same shall bee made & of th^{e} Receipt of th^{e} same, or any part thereof in his Constituants name to signe, Seale, & as his Act & Deede to deliuer one or more acquittances or other Lawfull discharges in due forme allsoe to transact, conclude, compownd & agree & if neede bee by reason of th^{e} p^{r}mises to appeare before all Lords, Gouerno^{rs},
[p. 203] Councells, Judges & Justices in any Court or Courts there to answere, defend & reply in all matters & causes touching th^{e} premises, To doe, say pursue, arrest, Seize, sequester, attatch, imprisone, Condem̃e, & out of Prison to deliuer, And further generally & especially in & concerning th^{e} premises, to use all Lawfull meanes for th^{e} Recouery thereof, eyther by suite of Law, or otherwise, as fully & amply to all intents & purposes as hee th^{e} Constituant himselfe, might or could doe, if hee were there p^{r}sonally present, Wth power to substitute one or more Attorneys under him, wth th^{e} like or more limitted power, & the same att his pleasure to reuoake, Hee th^{e} s^{d} Constituant promising to ratify, Confirme & allow of all & whatsoeu^{r} his s^{d} Attorney, or his substitute or substitutes shall eyther Lawfully doe, or cause & procure to bee done, in & concerning th^{e} p^{r}mises by these presents. In wittnes whereof hee th^{e} s^{d} Constituant hath hereunto sett & putt his hand & Seale in Amsterdam, th^{e} day & yeare aboue written.

Memor^{dm} those words on th^{e} other page, Reclame & Restituōn of Liber B B
were enterlyned before sealing & signing hereof/ Seale
Signed, Sealed & deliuered Jacob Direck willree
in th^{e} p^{r}nce of us wittnesses
Will^{m} Chambers
Will^{m} Whately Seale

Copia
The Eighteenth day of ffebruary $165\frac{8}{9}$/

W^{ch} Day personally appeared George Walters Esqꝫ of Bantrey in th^{e} County of Corke in Ireland, aged ffowrty ffowre yeares or thereabouts, & being sworne uppon th^{e} holy Euangelists did depose, That uppon or about th^{e} ffowrth day of ffebruary one Thows^{d} six hund^{d} ffifty & nine (New Style) a Certaine ship, now called th^{e} George of Bantrey being of th^{e} Burthen of Eighty Tonnes or thereabouts was by Bill of sale dated th^{e} ffowrth day of ffebruary one Thows^{d} six hund^{d} ffifty & nine (new Style) by Cornelis Van Cuick, & Peter Backer, the then reputed owners of th^{e} s^{d} ship, sold & assigned unto him th^{e} s^{d} George Walters, by th^{e} name of Colonell George Walters of Bantrey in Ireland, Daniel Arthur, & John White ffitz Jasper, Jacob Derrickson Willree & Company, And th^{t} th^{e} s^{d} ship is now bownd out to th^{e} Barbados, & other parts, beyownd th^{e} Seas. Wherefore hee prayed the s^{d} Bill of Sale to bee Registred in this Court, & this his Deposition to bee Exemplifyed, That such iust use [p. 204] may bee made thereof, as shall bee agreable to Law.

George Walters.

W^{ch} Day ffrancklin appeared for th^{e} s^{d} Colonel George Walters Daniel Arthur, John White ffitz Jaspers, & Jacob Derrickson Willree & Company, & alleaged, that they & Euery of them were & are subiects, & was & is a subiect of th^{e} Com̄on Wealth of England, And th^{t} th^{e} s^{d} ship is now bownd out to th^{e} Barbados & some other parts beyownd th^{e} seas, uppon th^{e} account of them th^{e} s^{d} George Walters, Daniel Arthur, John White ffitz Jasper & Jacob Derrickson Willree, And to th^{e} end th^{e} s^{d} ship may receaue noe interruption in her intended Voyage, but may quietly & peaceably proceede thereon, & enioy such priuiledges & immunities, as are competent to a ship belonging to subiects of this Common Wealth, Hee desyred th^{e} s^{d} Deposition & these p^{r}nts to bee exemplifyed, under th^{e} Greate Seale of this Court, that th^{e} same may bee made use of by his Clients as shall bee requisite & agreable to Law, And th^{t} th^{e} Bill of sale mentioned in th^{e} Deposition of th^{e} s^{d} Colonell George Walters may bee deliuered to him for his Clients first Registred in this Court, w^{ch} th^{e} Judge held reasonable & ordered accordingly. Subscribed, Ex^{d} Samuel How No^{ry} Pub. Actuary assumed

Vera Copia
ffred. Exem sss Not. Pub. sss
1660

Liber B B

Copia

Copia Vera

To all Poeple to whom this p^{r}nt writing shall Come, or who th^{e} same shall reade, heare, or see, Wee Cornelis Van Kuick & Peter de Backer merchants in Amsterdam, sole owners & Proprietors of th^{e} good ship Called th^{e} S^{t} George of Bantrie in Ireland, of th^{e} Burthen of ffowrescore Tonnes or thereabouts carrying Two peices of Ordinance att present Lying att Anchor before this Citty Amsterdam, send Greeting in our Lord God Euerlasting. Know Yee th^{t} Wee th^{e} s^{d} Cornelis Van Kuick & Peter de Backer for & in th^{e} Consideraōn of th^{e} sum̃e of Three Thows^{d} Gilders, each Gilder of Twenty Styuers Holland money to us well & truly payd in this s^{d} Citty Amsterdam before th^{e} signing & sealing hereof, the Receipt whereof wee well & truly acknowledge by these p^{r}nts, Haue graunted [p. 205] Bargayned sold & confirmed, & by these p^{r}nts doe fully freely absolutely & irreuocably graunt bargaine sell & confirme unto Colonell George Walters of Bantree afores^{d} att p^{r}nt in s^{d} Citty Amsterdam, Daniel Arthur merchant of London in England, John White ffitz Jasper merchant of this s^{d} Citty Amsterdam, & Jacob Direxen Wilre master & allso mariner of Amsterdam afores^{d} & Company, their & euery of their heyres, Exequuto^{rs} Adm̃istrato^{rs} & assignes for euer th^{e} afores^{d} ship th^{e} S^{t} George, Together wth all & euery th^{e} masts, Sayles, Yards, Ankors, Cables, Boate, Ropes, Gun̄s, Ammunition, & all manner of Implements whatsoeu^{r} to th^{e} s^{d} ship belonging, or in any wise apperteyning, And Likewise all th^{e} Estate, Right, Tytle, Interest, Property, Possession, Clayme, & Demand whatsoeuer of us th^{e} s^{d} Cornelis Van Kuyck & Peter de Backer, our & euery of our heyres, Exequuto^{rs} & Adm̃istrato^{rs}, or any of them, eyther euer haue had, might, should or could pretend to haue in or to th^{e} s^{d} ship, or any th^{e} premises, or any part or parcell thereof. To haue & to hold th^{e} s^{d} ship, & all & singular other th^{e} p^{r}mises wth th^{e} Appurten̄ces aboue mentioned to bee graunted & sold & euery part & parcell thereof unto th^{e} s^{d} Colonel George Walters, Daniel Arthur, John White ffitz Jasper Jacob Direckson Willree & Company, & to & for th^{e} only proper use & behoofe of them th^{e} s^{d} Colonel George Walters, Daniel Arthur, John White ffitz Jasper, Jacob Direckson Willree & Company, their & Euery of their heyres, Exequuto^{rs}, Adm̃istrato^{rs} & assignes for euer, And wee th^{e} s^{d} Cornelis Van Kuick & Peter de Backer doe Couenant promise & graunt by these p^{r}nts to & wth th^{e} s^{d} George Walter, Daniel Arthur, John White ffitz Jasper, Jacob Direckson Wilre & Company, & euery of them their heyres, & euery of their heyres Exequuto^{rs} & Adm̃istrato^{rs} That wee th^{e} s^{d} Cornelis Van Kuyck & Peter de Backer are th^{e} true, sole & Lawfull Owners & Proprieto^{rs} of th^{e} afores^{d} ship, called th^{e} S^{t} George, & all other th^{e} afore bargayned premises, wth th^{e} appurten̄ces & euery part & parcell thereof, And haue now good Right, full power, & Lawfull authority to bargaine & sell th^{e} same, And it shall & may bee Lawfull Liber B B for them th^{e} George Walter, Daniel Arthur, John White ffitz Jasper, Jacob Direckson Willree & Company their & euery of their heyres, Exequuto^{rs} & Adm̃istrato^{rs} by uertue of this p^{r}nt Act & Debt, according to th^{e} tenor, & true meaning thereof for euer from henceforth [p. 206] quietly & peaceably to haue hold possesse & enioy th^{e} s^{d} ship, & all other the afore bargayned p^{r}mises wth th^{e} appurteñces & euery part & parcell thereof freely discharged of & from all former Bargines sales & incumbrances whatsoeuer, wthout th^{e} lett trouble hinderance deniall or molestaōn of us th^{e} s^{d} Cornelis Van Kuick & Peter de Backer our & euery of our heyres, Exequuto^{rs} Adm̃istrato^{rs} & assignes or any other p^{r}son or p^{r}sons whatsoeu^{r}, by our or their meanes or procurements, According to th^{e} Lawes of OLeron (the danger of th^{e} Seas, ffire, Enimies, Pyrates, & Restraint of Princes allwayes & only excepted) In wittnes whereof they th^{e} s^{d} Cornelis Van Kuick & Peter de Backer haue hereunto sett & putt their seuerall & respectiue hands and Seales in Amsterdam in th^{e} p^{r}nce of John Crosse Publick Notary & wittnesses this ffowrth day of ffebruary in the yeare of our Lord God one Thows^{d} six hund^{d} ffifty & nine (Stylo nouo) & was subscribed Cornelis Van Kuyck, Peter Backer, & under each mans name his seale impressed in Red hard wax. Lower stood John Crosse N. P. Signed Sealed & deliuered in th^{e} p^{r}sence of us wittnesses & was subscribed Andrew Creaghe, William Whately. Vnder is written.

Memorandu' th^{t} because th^{e} originall Bill of Sale (whereof the aboue written is th^{e} true & authentick Copie) taken out of th^{e} Register of mee th^{e} s^{d} John Crosse notary Publick in Amsterdam) is sent by sea for England, & that this goeing by th^{e} Post may probably sooner arryue in England then the other, The s^{d} Cornelis Van Kuyck & Peter Backer (wthout preiudice of th^{e} former Act allready made) haue Likewise for testimony & confirmaōn of th^{e} p^{r}mises here under putt their Seuerall hands & Seales in Amsterdam this Seuenth day of ffebruary 1659 (stilo nouo) & I th^{e} s^{d} notary haue likewise sett my usuall & Customary hand, firme & Seale, Datum ut supra. Subscribed Cornelis Van Kuyck Pieter Backer & Sealed wth Two respectiue Seales printed thereuppon. Vnder is written Quod attestor Rog^{tus} Johannes Crosse Not. Pub. 7 ffeb, 1659, & Sealed wth a Seale.

ffred. Exem sss Not Pub
1660

Captaine ffendall [p. 207]

Whereas I writt yo^{w} word by my last dispatch th^{t} I had not heard of late from Co^{ll} George Walters nor Jacob Direckson Wilre about th^{e} ship S^{t} George, w^{ch} (itt seemes) was taken in Maryland for a prize, & therefore willed yow to proceed therein according to Justice, I thought fitt hereby to lett yo^{w} know, they haue since bene

Liber B B both wth mee, & haue gyuen mee satisfaction (by the papers I send yow here inclosed & otherwise) that the sd ship St George was noe lawfull Prize, but doth really belong unto the Coll George Walters, a prson of quallity & my noble ffreind, & others his Partners, who are all Englismen, & tht Jacob dirrickson Wilre (as I am credibly informed) is a ffree Denizen of England, & that therefore the sd ship & goods taken in her, ought to bee restored. And whereas the sd Coll George Waters & Jacob dirickson Wilre wth the rest of the owners of the sd ship are willing, & haue agreed wth mee to pay the ffowrth part of the ship & goods wch shall bee recouered there as Saluage due unto mee, And the sd Jacob Direckson Wilre is now goeing wth a ship to recouer & receiue the sd ship & goods in Maryland I doe therefore hereby will & requyre yow, & the rest of the Councell there to cause the sd ship & goods to bee forthwth restored to the sd Jacob dirickson Wilre or his Agents, or the ualue thereof, for the use of the sd Coll Waters & his Partners. And in regard I understood from thence tht the sd ship was sunck, I doe likewise will & requyre yow to giue him or his Agents yor best aduise & assistance for the Recouery & regayning thereof. And tht yow Cause to bee deducted & reserued out of all & euery of the sd goods, or out of such satisfaction as shall be made or gyuen for the same, & allsoe of the sd ship (soe soone as it shall bee Recouered) the ffowrth part thereof, as a Saluage due unto mee as aforesd to bee payd to my Treasurer or Receiuer Generall there, for my use. Of all wch Requyring yow not to fayle I rest
Yor uery louing ffreind
London 10th May 1660.
Baltemore.

Vid fol. 51 Then as to the Chest of goods, & some other goods taken up uppon trust in tht ship, & disposed of by the dēft. The oath of George Thompson being Read.

[p. 208] Philip Caluert Esqꝫ allsoe deposed in open Court Sayth, that there was gold stuffe, Black Sattin Scotch Tabby, Holland course & fine, Tufted Holland, Chamlett, Woosted stockins, some silk stockins the certaine quantity hee knoweth not, for hee neuer measured them. These things hee saw when Capt ffendall then Gouernor opened the Chest. But when Capt Cooke tooke the Chest away, hee knoweth not, neyther affirmeth hee tht any of these things were then there, & further tht Capt ffendall had a key wch opened tht Chest, in the prnce of Mrs Cornewalleys & Mrs ffendall, & afterwards locked itt up againe.

George Thompson deposed sayth, That hee knoweth not what was in the Chest; for hee neuer saw it opened to the best of his Remembrance.

Whereas nothing can bee iustly proued That any goods or things were in tht Chest, when the dēft carryed the same from of aboard,
Vid. fol. 217 Ordered tht the dēft pay unto the pl̄f a Chest worth ffiueteene shillings sterling money.

Thomas Dent Admis^{r} of Co^{ll} John Price } plf
Anthony Griffin dēft

This accōn is uppon Appeale from S^{t} Maries County Court, & the proceedings sent up from that Court are as followeth. Liber B B

To th^{e} wor^{ll} th^{e} Commis^{rs} for th^{e} County of S^{t} Maries

The humble Pet^{n} of Thomas Dent one of th^{e} Adm̄istrato^{rs} to Co^{ll} John Price Sheweth

That Anthony Griffin is indebted unto th^{e} Estate of Co^{ll} John Price one Thows^{d} pownds of Tob. Wherefore yo^{r} Pet^{r} humbly Craueth order for th^{e} s^{d} Debt & hee shall pray &c: Vide folio 252 & 264

The Depos^{n} of Cap^{t} Nicholas Gwyther &c:

This Depon^{t} Sayth uppon Oath th^{t} hee was indebted unto Anthony Griffin in th^{e} sum̄e of ffowre hund^{d} pownds of Tob, & th^{t} hee passed his Bill to him for th^{e} s^{d} Sum̄e. ffurther this Depon^{t} comming to an acc^{t} wth Co^{ll} Price, th^{e} s^{d} Co^{ll} told him of this Bill, w^{ch} hee did acknowledge & satisfyed unto M^{r} Dent. And further th^{e} s^{d} Co^{ll} told him th^{t} th^{e} Bill passed was in Consideraōn of Land taken up by him for w^{ch} hee was intrusted

Jurat Corā me 26, Septemb^{r} 1663 Nicholas Gwyther
Will^{m} Bretton.

Robert Jones sworne & examined sayth That Anthony Griffin [p. 209] comming to this Depon^{ts} howse, told this Depon^{t} th^{t} hee had taken up Land for him, But it was not th^{e} Land hee intended to haue taken up for him: But th^{t} Land w^{ch} hee intended to haue taken up for him hee had taken up for Co^{ll} Price, And further told him this Depon^{t} th^{t} Co^{ll} Price did not like th^{e} Land, but had sold it to him th^{e} s^{d} Griffin. And allsoe th^{e} s^{d} Griffin desyred a noate of this Depon^{t} for th^{e} Charges hee had beene att in Surueying this Depon^{ts} Land: ffor sayd hee I will assigne it to Co^{ll} Price, in part of paym^{t} of his Land. And this depon^{t} hearing th^{t} Co^{ll} Price was dangerous sick, this Depon^{t} went to th^{e} s^{d} Prices, & demanded th^{e} s^{d} noate, w^{ch} M^{r} Thomas Dent deliuered to this Depon^{t}, And it was about Two hund^{d} & ffifty, or Three hund^{d} pownds of Tob, & further sayth not.

Robert Jones.

The dēft not appearing It is ordered th^{t} if th^{e} sheriffe produce him not, the next Court, Judgm^{t} to passe aḡst the sheriffe for what shall appeare due.

Att a Court held att New Towne for th^{e} County of S^{t} Maries th^{e} first Twesday in January 166$\frac{3}{4}$

The dēft appearing by his Attorney Walter Hall who craued an Appeale to th^{e} next Prouinciall Court, Alleaging th^{t} th^{e} s^{d} Griffin could not by reason of his remote being gett his busines in readines: But att th^{e} next Prouinciall Court, hee should proue th^{t} Tob payd, & produced in Court a Letter to th^{e} same effect from th^{e} s^{d} Griffin Whereuppon

Liber B B It is ordered th^{t} th^{e} whole proceedings bee sent to th^{e} next Prouinciall Court/

And now ordered th^{t} this Cause bee respited 'till next Prouinciall Court.

Att a Court held att New Towne for th^{e} County of S^{t} Maries
27th Octob^{r} 1663.

P^{r}nt M^{r} Rob^{t} Slye M^{r} John Lawson }
M^{r} Tho: Dent M^{r} John Nutthall } Commis^{rs}

To th^{e} Wor^{ll} th^{e} Commis^{rs} of S^{t} Maries County.

The Pet^{n} of Giles Brent Humbly Sheweth

[p. 210] That whereas John Hammond hath bene yo^{r} Pet^{rs} Attorney ag̅st Beniamin Gill, & receaued one Thows^{d} and odde pownds of Tob. & Cask in th^{e} yeare 53 or 54, And th^{e} s^{d} Tob. was payd by M^{r} Tho: Gerard, or his order, The w^{ch} Tob. th^{e} s^{d} Hammond not yett restored to yo^{r} Pet^{r}. Therefore yo^{r} Pet^{r} craueth of yo^{r} wor^{ps} an Order ag̅st th^{e} s^{d} Hammonds Estate And yo^{r} Pet^{r} shall pray/

M^{r} Thomas Gerard maketh oath th^{t} in th^{e} yeare 53 or 54 M^{r} John Hammond th^{e} Attorney of Cap^{t} Giles Brent did impleade M^{r} Beniamin Gill for a Debt of one Thows^{d} Eighty & Eight pownds of Tob. & cask, And th^{e} Gill being brought to his howse by th^{e} sheriffe James Veitch, Hee th^{e} s^{d} Gerard did then pay one Thows^{d} pownds of Tob, by his sonne M^{r} Slye, & Eighty & Eight pownds of Tob. in Sugar & a Payle to th^{e} s^{d} Hammond, & further Sayth not.

Tho: Gerard.

John Lumbrozo Attorney of Cap^{t} Giles Brent } pl̄f
Anne Hammond Admist^{x} of John Hamond } dēft

The dēft pleading th^{t} Cap^{t} Giles Brent is Out-Lawed by his L^{ps} Declaraōn, and ought not to haue th^{e} Benifitt of any Law in this Prouince, And desyres Respite to th^{e} next Court to proue th^{e} same. Whereuppon It is Ordered th^{t} th^{e} Case be referred to th^{e} next Court.

Att a Court held att New Towne for th^{e} County of S^{t} Maries th^{e} first
Twesday in January $166\frac{3}{4}$

P^{r}nt M^{r} Rob^{t} Slye M^{r} John Lawson }
M^{r} Tho: Dent M^{r} Luke Gardiner } Commis^{rs}

The dēft th^{e} last Court desyred Reference to this Court in this Case now Depending to proue th^{t} Cap^{t} Giles Brent is Out Lawed by Proclamāon, But by th^{e} occasion of sicknes (as shee now alleageth) shee hath not bene in a Condic̄on to doe th^{e} same, And now Craueth an Appeale to th^{e} Prouinciall Court. Whereuppon an Appeale is graunted & ordered th^{t} th^{e} whole proceeding bee sent thither.

John Lumbrozo th^{e} Attorney of Cap^{t} Giles Brent } pl̄f
Anne Aluey th^{e} Adm̄ist^{x} of John Hammond } dēft

The dēft sayth how th^{t} shee beene informed th^{t} Cap^{t} Giles Brent was formerly Out Lawed by his L^{ps} Declarāon, or by some other meanes, And it being Certifyed th^{t} if Cap^{t} Brent were not expressly by name Out Lawd, by Declaraōn, yett hee was Declared soe att th^{e} head of a Company here, And The pl̄f in th^{e} Appeale Anne Aluey Adm̄istratrix of John Hammond confesseth in open Court th^{e} Debt due to Cap^{t} Giles Brent. Liber B B [p. 211]

Ordered thereuppon th^{t} shee pay th^{e} Tob. (Viz^{t}) one Thows^{d} Eighty & Eight pownds, wth Costs of suite. Then further Ordered th^{t} an Attatchm^{t} issue forth, for this Tob. in th^{e} behalfe of th^{e} L^{d} Prop^{r}.

To th^{e} hon^{ble} th^{e} Gou^{r} & Councell &c:

The humble Pet^{n} of Adam Head Sheweth

That yo^{r} Pet^{r} being desyrous to begin a Towne att S^{t} Maries & to giue Example to other Tradesmen to Cohabite makes it his humble Pet^{n} to this hon^{ble} Board, That they will bee pleased to allott him some part of th^{e} Towne ffeild whereon to sett a howse, plant an Orchard, & make a small Corne ffeild, & th^{t} yo^{w} will giue him some assurance to enioy to him & his heyres, or for some Tearme of yeares as to yo^{r} Judgm^{ts} shall seeme best, th^{e} s^{d} peice of Land soe to bee allotted. And in duty bownd hee shall pray &c

Ordered uppon this Pet^{n} That Adam Head haue allotted him Two Acres of Land in th^{e} Towne ffeild of S^{t} Maries, to plant an Orchard & build a howse thereon, Paying Six pence p^{r} Annū Rent.

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell.

The Acc^{t} of John Cane his Charge in th^{e} Litigious Accōn of M^{r} Hudson.

ffor 3 dayes his Attorney comming to Court att 30^{l} p^{r} day....	090	Vid fol. 201
To 4 dayes attendance of th^{e} Court........................	120	
To 1 day goeing home..................................	030	
	240	
Nonsuite	150	
	390	

This acc^{t} was allowed by th^{e} Board/

To th^{e} hon^{ble} th^{e} Gou^{r} & Councell. [p. 212]

The humble Pet^{n} of Will^{m} Smith Sheweth.

That yo^{r} Pet^{r} being informed th^{t} yo^{r} hon^{rs} intends to dispose of th^{e} Land belonging to this Plantaōn for those th^{t} will build thereon to th^{e} forwarding of a Towne. Wherefore yo^{r} Pet^{r} & Carpenter by Trade desyres yo^{r} hon^{rs} to spare such a Parcell of grownd as yo^{r} hon^{rs} shall thinke conuenient for th^{e} intent afores^{d}, & hee shall pray &c:

Nothing ordered/

Liber B B Thomas Hussey Sayth That sometime in Aprill last past goeing from Mr Hundleys howse, hee went into the howse where now John Duglasse liues. Robert Robins being there hee the sd Robins told this Depont how tht hee had bene att much trouble about the mare wch Richard Dod lost of his, But hee thanked God that hee had gott her againe, And if tht Richard Dod would pay the Tob hee was Indebted to Mr Gerard for the taking of her up, & a payre of shooes & stockins to John Balch, hee would giue him a discharge, & neuer trouble him further about her. And pray tell him soe, & tell him from mee tht if hee will not pay tht Tob. & the shooes & stockins to John Balch that I will sue him for that Charges, & all the rest tht I haue beene att about her, since tht hee lost her. But if tht hee will pay the Charge tht I am att for the taking of her up, I am uery well satisfyed.

Jurat, 10th ffeb. 1663 in Court. Willm Bretton/

Willm Gotherd Sayth tht sometime in June last past this Depont saw Robert Robins att Pickyawaxent & the sd Robins told him tht hee had his mare againe wch Rich: Dod lost of his, & tht hee would not lend her to ffreind nor ffoe, & if all the Diuells in Hell came, they should not gett her out of his hands. Hee allso told this Depont tht hee had bene att some Trouble about her, in hyring mee to looke after her, But if Rich: Dod would pay Mr Gerard a hogshead of [p. 213] Tob. & John Balch a payre of shooes & stockins, that hee would giue him a free discharge from the beginning of the world to that day.

Jurat 10o ffebruary before mee Willm Bretton/

George Harrise aged 30 yeares or thereabouts sworne & Examined in open Court Sayth. That hee being subpened by Willm Robinson to a Court held in Charles County the 12th of May last past, & being in a Loft att the Court howse in Company wth Daniel Johnson, Thomas Hussey and Willm Robinson, heard Daniel Johnson say to Willm Robinson Come Willm Lett us make an end of businesses, for as God is my Sauior I haue noe desyre to doe yow any iniury. ffor allthough I haue arrested yow to the Prouinciall Court, I doe here engage before these Two men That if yow will goe downe now & acknowledge the Land in Court, I will lett the suite fall, & pay all the charges, lett itt bee what it will, & will neuer trouble yow concerning yor wifes Claime in it. Willm Robinson Replyed if tht I now acknowledge the Land to yow in Court, yow must giue mee in the writing wherein I am bownd to Mr Hussey, to acknowledge it to yow in Court. Daniel Johnson Replyed Gentn here before yow Two, I doe Ingage tht if Willm Robinson goeth now, & acknowledge the Land to mee in this Court, I will giue him in that writing, & all others tht I haue wch Concernes him. Wth that Willm Robinson & Daniel Johnson went downe out of the Loft, & in a short time they both came up againe. Then Thomas Hussey asked them, If they had made an end? And Daniel Johnson Replyed, Yes, Wee haue made an end of all Busines, And I desyre yo^w^ to take notice of what I am goeing to speake, ffor yo^w^ Two were wittnesses att th^e^ beginning, soe I desyre yo^w^, th^t^ yow may bee wittnesses att th^e^ ending of our busines. Will^m^ Robinson hath acknowledged th^e^ Land to mee in Court & I am uery well satisfyed, & doe here Engage my selfe before yo^w^ Two, to deliuer him in all writings th^t^ I haue w^ch^ Concernes him. Those w^ch^ I haue about mee I will giue him p^r^sently, & th^e^ rest I will deliuer him by th^e^ first opportunity, & further sayth not Liber B B

George **G. H.** Harrise
his marke

Sworne 9° ffeb. 1663.
Will^m^ Bretton/

Thomas Hussey aged 27 yeares or thereabouts sworne & Examined in open Court Sayth, That hee being subpaened by Will^m^ Robinson to a Court held in Charles County th^e^ 12^th^ of May last past, [p. 214] & being in a Loft att th^e^ Court howse in Company w^th^ Daniel Johnson, Will^m^ Robinson & George Harrise heard Daniel Johnson say to Will^m^ Robinson, Come Will^m^ Lett us make an end of our busines ffor as god is my Sauio^r^, I haue noe desyre to doe yo^w^ any iniury, ffor allthough I haue arrested yo^w^ to th^e^ Prouinciall Court I doe here engage before these Two men, That if yo^w^ will goe downe now & acknowledge th^e^ Land to mee in Court, I will lett th^e^ suite fall, & pay all th^e^ charges lett it bee what it will: and will neuer trouble yow concerning yo^r^ Wifes Claime in it. Will^m^ Robinson Replyed, If th^t^ now I acknowledge th^e^ Land to yo^w^ in Court, yo^w^ must giue me in th^t^ writing, wherein I bownd M^r^ Hussey to acknowledge it to yo^w^ in Court. Daniel Johnson Replyed Gent^n^ here before yo^w^ Two, I doe engage, That if Will^m^ Robinson goeth now & acknowledge th^e^ Land to mee in this Court; I will giue him in th^t^ writing, & all others th^t^ I haue, w^ch^ concernes him. W^th^ that Will^m^ Robinson & Daniel Johnson went downe, out of th^e^ Loft, & in a short time, they came up againe. Then I asked them If they had made an end? & Daniel Johnson replyed Yes, Wee haue made an end of all busines, th^t^ was betwixt us, And I desyre yo^w^ Two, to take notice what I am goeing to speake, ffor yo^w^ Two were wittnesses att th^e^ beginning soe I desyre yo^w^ may bee Wittnesses att th^e^ ending, of our busines. Will^m^ Robinson hath acknowledged th^e^ Land to mee in Court, & I am uery well satisfyed & doe here engage before yo^w^ Two to giue Will^m^ Robinson in all writings th^t^ I haue w^ch^ Concernes him. Those w^ch^ I haue about mee I will giue him presently, & th^e^ rest I will deliuer him by th^e^ first opportunity, & then did giue him in Certaine writings, what they were I know not. Aud further Sayth not

Sworne before mee in Court Thomas Hussey
9° ffeb. 1663. Will^m^ Bretton

There being noe more busines, The Cou^r^t broke up, And th^e^ Leiuten^t^ Gräll appoynted th^e^ next Prouinciall Court to bee holden on th^e^ first Twesday in Aprill next.

Liber B B [p. 215] A List of th^{e} Papers sett up this Prouinciall Court of those That are to Depart the Prouince & of Those that Isue for Quietus Est uppon Adm̄istraōns

These are to Certify th^{t} Will^{m} Browne of Scrattons neare Barnaby Jacksons is intended for England this shipping. If any one hath any thing to alleage to th^{e} Contray, Lett them underwrite/

Thomas Wynne underwrittes for..........	170^{ł} Tob.
Nicholas Gwyther for.....................	040.

Henry Watts Resident att M^{r} Nicholas Yowngs. Idem
Not underwritt.

ffor Quietus Est.

Anne Shirtcliffe Adm̄istr̄ix to th^{e} Estate of John Shirtcliffe Deceased, Hauing brought into th^{e} Secretaries office a True Inuentory of th^{e} s^{d} Estate, & hath allso payd th^{e} Debts as far forth as th^{e} Estate did amount unto, shee doth desyre a quiett discharge, & If any body hath any thing to alleage to th^{e} Contrary Lett them underwrite. ffeb. 9° 166$\frac{3}{4}$. Vnderwritt as followeth.

I am not payd my Debt of Phisition to th^{e} s^{d} John Shirtcliffe allthough due by Order of Court. L Barbier.

ffor a hund^{d} & odde being due to mee Tho: Bennett uppon th^{e} acc^{t} oweing to mee Tho: Bennett.

These are to giue notice to all whom it may Concerne That George Bradshaw, Adm̄istrato^{r} of th^{e} Estate of Thomas Killy demands Quietus Est uppon his s^{d} Adm̄istraōn, Hee hauing payd all what th^{e} s^{d} Estate was apprayсed att. If any one therefore can alleage any thing why hee should not haue his s^{d} Quietus est graunted him, Lett them underwrite. Nott underwritt.

Idem John Piper Adm̄istrato^{r} of th^{e} Estate of Christopher Carnell
Not underwritt

Idem ffrancis Armestrong Adm̄istrato^{r} &c: of Cornelius Abrams
Not underwritt

Idem Bridgett Sheale, Adm̄istr̄ix &c: of Robert Sheale.
Not underwritt

[p. 216] Idem, Sarah Bowles Adm̄istr̄ix &c: of Will^{m} Bowles.
Not underwritt.

ffebruary 13th Vid Pet^{n} fol 218 Mary Bateman Executrix of th^{e} Estate of John Bateman Deceased d̄d̄s writt of Attatchm^{t} uppon th^{e} Estate of Richard Wright Deceased.

Writt to sheriffe County Ret. next Prouinciall Court to be holden att S^{t} Maries 5° Aprill next.

Vid Pet^{n} fol. 219 Mary Bateman Executrix of John Bateman d̄d̄s writt ag̅st. Augustine Herman

War^{t} to sheriffe Baltemore County to arrest &c Ret. next Prouinciall Court, 5^{o} Aprill next Liber B B

Robert King d̄d̄s writt of Exequũon ag̃st Will^{m} Greene for 1900^{ł} Tob, according to order of Court 8th Septemb^{r} 1663: Besides Dowble Costs & Dam amounting to 623^{ł} Tob. more. Vid fol. 88, & fol. 125.

Writt to sheriffs S^{t} Maries County according to demand

Bill	1900^{ł}
120^{ł} Dowble Damages	240
Two Attorneys	240
Attendance	120
Exeq^{n} writt	023

Pope Aluey d̄d̄s Exequũon for Judiciall Charges ag̃st John Lumbrozo Vid fol 199.

Writt to th^{e} sheriffe accordingly

The ffees are

Attorneys ffee	60	
3 dayes attendance	90	
To th^{e} Clerk	70	235
To th^{e} sheriffe	15	

Thomas Winne d̄d̄s writt Exeq^{n} for Judiciall Charges ag̃st Pope Aluey Vid fol 199.

War^{t} to sheriffe S^{t} Maries County. 421

The ffees are.		To th^{e} Clarke	
Americam^{t}	050	writt, Pet, & fyling	039
Nonsuite	150	Record. łre Attorney ord.	
2 dayes attend	060	& entry	024
Attorneys ffee	060	writt Exeq^{n}	023
	320		86
		To th^{e} Sheriffe	15

Cap^{t} James Neale d̄d̄s writt exequũon ag̃st Cap^{t} Miles Cooke for Judiciall Charges & ffees, & 15^{s} in money or a Chest worth 15^{s} [p. 217] ffebruary 15th

Writt to sheriffe S^{t} Maries County. Vid fol. 208.

The Charges are, 1624

My owne attendance wth Boate & 3 hands Ten dayes	1200	Vid fol. 219 infra.
George Thompsons attendance 10 dayes	0300	
	1500	
To th^{e} Clerk first writt	0023	
Ent. Thompsons depos^{n} & Summons	0039	
Summons Cap^{t} ffendall	0023	
Sup^{r}sedeas & 2 entries	0039	
	0124	

Liber B B ffebruary 17th Robert Macklin d̄d̄s writt exequūon ag̅st th^{e} Estate of Gwy Whyte & John Bagby, according to an order of Court 9° ffeb. for 4000^{l} Tob.
Vid fol 164 Writt to sheriffe Caluert County &c:

Vid fol 164 Robert Macklin d̄d̄s writt exequūon uppon th^{e} Body of John Beale, according to Judgm^{t} 9° ffeb. for 3000^{l} Tob.

Writt to sheriffe Caluert County accordingly

ffeb. 17th 1663.

This day Came Joseph Aluey & Richard Parslowe, & make Oath
Vid fol. 163. That that Indenture made th^{e} second of ffeb. 1663 Betweene Luke Barber of th^{e} one party, & Cap^{t} Richard Banks & Randall Hanson of th^{e} other party, was Sealed & signed & deliuered in these Depon^{ts} presence to th^{e} s^{d} Banks & Hanson, to th^{e} intents specifyed in th^{e} s^{d} Indenture

Sworne Before mee
Charles Caluert

Know all men by these p^{r}nts that I Will^{m} Greene of th^{e} County of S^{t} Maries wthin th^{e} Prouince of Maryland Plant^{r} doe bind my selfe my heyres Executo^{rs} Adm̄istrato^{rs} & Assignes to pay or cause to bee payd unto John Biskoe & Henry Pennington, their heyres, Executo^{rs}, Adm̄istrato^{rs} or Assignes the iust & full sum̄e of Three hund^{d} pownds
[p. 218] of good sownd merch^{ble} Leafe Tob & cask, to bee well & truly payd att or uppon th^{e} Tenth of Nouemb^{r} next ensuing th^{e} date hereof And for th^{e} true p^{r}formance of th^{e} s^{d} sum̄e of Tob I th^{e} s^{d} Greene doe bind & make ouer all th^{e} whole Estate both moueables & immoueables w^{ch} are belonging to th^{e} Childen of Henry Potter Deceased, as all th^{e} Land thereunto belonging: All cattle, all seruants, all howshold goods whatsoeu^{r}, as ffowre head of Cattle, Three seruants, Twenty head of hogges, Likewise all th^{e} whole Estate of th^{e} s^{d} Greene & for th^{e} true p^{r}formance hereof I th^{e} s^{d} Will^{m} Greene haue hereunto sett my hand & Seale this 20th of ffebruary 1663.

Sealed Signed & deliuered
in the p^{r}nce of us
John Metcalfe
George Reynolds
bryan daly

The mark X of
Will^{m} Greene seale

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of th^{e} Prouince of Maryland

Vid writt fol. 216. The humble Pet^{n} of Mary Bateman Execut^{x} of John Bateman Esq Deceased, Sheweth

That Rich: Wright merch^{t} late Deceased stood indebted unto yo^{r} Pet^{rs} husband by account in th^{e} sum̄e of ffowrteene hund^{d} & fowrty ffiue pownds of Tob, & nine pownds Ten shillings sterl, That there is an Estate of th^{e} s^{d} Wrights Lying wthin this Prouince, but noe

Executor or Adm̄istr to represent the sd Estate or answere for it: Liber B B
By reason of wch shee can commence noe suite att Law for Recouery of her right, And the Estate dayly in danger to bee carryed out of the Prouince, wch would leaue yor Petr remedilesse

Yor Petr therefore humbly prayes tht eyther shee may haue an Attatchmt graunted aḡst the sd Estate, or tht the Secretary who is Adm̄istrr ex officio, may answere for the sd Estate, & putt yor Petr uppon proofe of her Debt, That soe shee may haue order for it & shee shall pray &c:

To the honble the Gour & Councell of the Prouince of Maryland. [p. 219]

The humble Petn of Mary Bateman Executrix of John Bateman Esqꝫ Deceased, Sheweth

That Augustine Herman stood indebted by account unto yor Petrs husband in the sum̄e of ffiue Thowsd pownds of Tob, & ffiue pownds sterl. wch sd sum̄e the sd Augustine Herman refuses to pay unto yor Petr Wherefore yor Petr humbly Craues order for speedy paymt thereof, & shee shall pray &c: Vid writt fol. 216 261 252 271

Cecilius &c: To the sheriffe of st Maries County Greeting. Whereas Capt Miles Cooke hath complayned unto Vs, That att a Court held att St Maries 12th ffeb. 1663, There passed an Order aḡst him the sd Miles, in an accōn depending betweene himself dēft, & Capt James Neale pl̄f for Judiciall Charges Wch sd Charges were not iustly cast up, though attested to bee soe under the hand of the Clerke of the Prouinciall Court. ffebruary 25 Vid fol 217.

These are therefore to will & requyre yow to forbeare to Leauy tht writt of Exequūon directed unto yow, Bearing date the ffifteenth of this instant in the behalfe of Capt James Neale, according to an order of Our Prouinciall Court the 11th instant passed, 'till further order from us. Wittnes our Deare Sonne & heyre Charles Caluert Esqꝫ Our Leiutt Grāll of Our Prouince of Maryland this 25th day of ffebruary 166¾

Charles Caluert

Christopher Dobson d̄d̄s writt aḡst Willm Price, & Hannah Price formerly Relict to Hugh Lee of St Maries Inholder in an accōn of Debt to the ualue of 8000l Tob. & Cask. ffebruary 29.

Wart to sheriffe St Maries County to arrest &c: Ret next Prouinciall Court, 5o Aprilis next. Vide fo: 252

To the honble the Gouernor & Councell, &c:

The humble Petn of Christopher Dobson, Sheweth

That uppon the 22th Decembr 1663, Hannah Price, formerly Relict to Hugh Lee late of St Maries County Inholder did assume uppon herselfe to pay unto yor Petr the sum̄e of 4000l Tob, wth forfeiture of 8000l Tob. in case the sd 4000l of Tob. was not payd by the 22th

Liber B B [p. 220] day of January 1663, as by Bond past under th^{e} s^{d} Hannahs hand & Seale shall more appeare, yett notwthstanding yo^{r} Pet^{r} cannot receaue satisfaction uppon his s^{d} Bond, neither from th^{e} s^{d} Hannah nor Will^{m} Price her husband, but makes delayes therein. Wherefore yo^{r} Pet^{r} humbly craues from this hon^{ble} Court an order for th^{e} speedy paym^{t} of yo^{r} Pet^{rs} Tob, wth Costs & dammages & hee shall pray &c:

March p° Charles James d̄ds writt ag̅st Henry Woolchurch accōn Case.

War^{t} to sheriffe Anarundell County to arrest &c: Ret. next Prou: Court 5° Aprill next.

Charles James is pl̄f.
Henry Woolchurch is deft.

The pl̄f declares ags^{t} th^{e} dēft in an accōn of th^{e} Case, for th^{t} whereas th^{e} dēft by condīcon dated th^{e} 18th day of March Añō 1661, was thereby obliged to bee accountable unto th^{e} pl̄f for th^{e} one halfe part of th^{e} profitt, w^{ch} one man seruant of th^{e} pl̄fs, mentioned in th^{e} s^{d} Condīcon & left by th^{e} pl̄f in th^{e} dēfts hands or charge, for a certaine tearme, as in th^{e} s^{d} Condīcon is expressed, may more att large appeare, should att his calling gett. But neuer the lesse th^{e} dēft contrary to th^{e} true intent & iust meaning of th^{e} s^{d} Condīcon, him th^{e} s^{d} seruant att other worke & about other imploym^{ts} than th^{e} usuall imploym^{t} or Trade of th^{e} s^{d} seruant (w^{ch} th^{e} dēft was by Condīcon only to keepe him unto) did him th^{e} s^{d} seruant constraine to worke att, & him to his p^{r}ticular ends & profitt did conuert, of purpose as th^{e} pl̄f uerily beleiueth him to defraude of th^{e} s^{d} seruants iust labo^{r}. And th^{e} pl̄f hauinge reasonable demand for th^{e} time of his s^{d} seruants being soe otherwise imployed, w^{ch} if it had not soe bene, his seruant wthout all question, att his owne profession might haue far more aduantaged his time. But th^{e} dēft hath, & still doth refuse unto th^{e} pl̄f iust satisfaction to giue in manner as afores^{d}. Wherefore th^{e} [p. 221] pl̄f sayth in ffact hee is damnifyed, for his seruants being otherwise imployed then as in th^{e} afores^{d} Condīcon is expressed, & for want of paym^{t} for th^{e} Consideräon of his time to th^{e} ualue of Two Thows^{d} pownds of Tob, All w^{ch} th^{e} pl̄f Leaues to the Consideräon of this Hon^{ble} Court, & prayeth Judgm^{t} ag̅st th^{e} dēft for his s^{d} Dammage, & Costs of suite, & hee as in duty bownd shall euer pray &c:

March 5th Rob^{t} Gowland d̄ds writt of Exequũon ag̅st th^{e} Estate of ffrancis Bachiler, for 2000^{l} Tob, according to Judgm^{t} 9° Septemb^{r} Last.

Vid fol. 96. Writt to th^{e} sheriffe Charles County to Leauy &c: according to Order.

To th^{e} Clerke .... 94^{l} 2109
To th^{e} sheriffe 15

uide fo 253 Margery Battin d̄ds writt ag̅st Thomas Bennett accōn Debt to th^{e} ualue of 3540^{l} Tob. & cask.

Writt to Sheriffe S^t Maries County to arrest &c: Ret. next Prouinciall Court, 5° Aprill next Liber B B

To th^e hon^{ble} th^e Gouerno^r & Councell &c:

The humble Pet^n of Margery Battin, Sheweth

That Thomas Bennett stands indebted unto yo^r Pet^r as by his Bill appeares, th^e sume of 3540^l Tob. & Cask, for w^{ch} yo^r Pet^r humbly craues yo^r hon^{rs} to graunt her wth Costs & Charge of suite, & shee shall as in duty bownd pray &c:

Josias ffendall Esq̧ d̄d̄s writt ag̃st Richard ffowke accōn Debt, to th^e ualue of 20^l Sterl. Vide fo: 253

War^t to sheriffe Charles County to arrest &c: Ret. next Prouinciall Court 5° Aprill next

To th^e hon^{ble} th^e Gouerno^r & Councell for th^e Prouince of Maryland.

The humble Pet^n of Josias ffendall Sheweth

That Richard ffowke hauing marryed th^e Widow of Humphrey Haggett of this Prouince late deceased standeth indebted unto yo^r [p. 222] Pet^r th^e full sume of 20^l sterl, as by an obligãon under th^e hand of th^e s^d Haggett late deceased will appeare. Wherefore yo^r Pet^r humbly Craueth this hon^{ble} Court to graunt him an Order for his afores^d Debt of 20^l Sterl, & hee shall pray &c:

Thomas Smoote d̄d̄s writt ag̃st Margery Battin Adm̄istr̄ix of Will^m Battin Deceased accōn Debt.

War^t to sheriffe Charles County to arrest &c: Ret. next Prouinciall Court 5° Aprill next.

To th^e hon^{ble} th^e Gouerno^r & Councell for the Prouince of Maryland.

The humble Pet^n of Thomas Smoote, Sheweth Vide fo: 261

That Margery Battin Executrix of her late Deceased husband Will^m Battin hath not as yett payd unto yo^r Pet^r th^e Legacy by th^e afores^d Will^m Battin Deceased gyuen unto th^e Wife & Child of yo^r Pet^r. Wherefore yo^r Pet^r humbly Craueth this hon^{ble} Court th^t they will bee pleased to Graunt him an Order ag̃st th^e afores^d Margery Battin for th^e Legacy as afores^d gyuen by Will^m Battin afores^d, And hee shall as in duty bownd pray &c:

Pope Aluey d̄d̄s writt ag̃st James Veitch in an accōn of Case in behalfe of his Wife Anne Adm̄istr̄ix of th^e Estate of her husband John Hammond Deceased. March 7th

Warr^t to sheriffe Caluert County to arrest &c: Ret next Prouinciall Court, 5° Aprill next.

Liber B B To th^{e} R^{t} hon^{ble} Charles Caluert Esꝗ Leiut^{t} Grāll of th^{e} Prouince of Maryland, & the hon^{ble} Councell.

Vide fo: 261 The humble Pet^{n} of Pope Aluey, Humbly Sheweth

That whereas James Veitch stood indebted to yo^{r} Pet^{r} as Adm̄ist^{r} of John Hammond Deceased for 2000^{l} of Tob. & Cask for a woman Seru^{t} & Likewise some other Debt due to th^{e} Estate wthout th^{e} s^{d} James Veitch proues this Debts payd, yo^{r} Pet^{r} humbly Craues an Order for his Debt, & yo^{r} Pet^{r} shall euer pray &c:

[p. 223] The Coroners Inquest.

Will^{m} Assiter
Richard Bennett
Will^{m} Marloe
James Martin
James Pattison
Robert Ratcliffe
Will^{m} Wood
John Hunt
Peter Mills
Will^{m} Watts
Richard Shippey
Jenkin Morgan

Wee whose names are here aboue written being summoned uppon Our Oath by th^{e} sheriffe of S^{t} Maries County, to make Enquiry of th^{e} Death of Alice Sandford Seruant to Pope Aluey of th^{e} Prouince of Maryland, The w^{ch} seruant being brought by her s^{d} Master to M^{r} Will^{m} Rosewells howse uppon th^{e} 29th of ffebruary 1663 dyed wthin halfe an hower after shee was brought into th^{e} howse. Hauing ueiwed th^{e} Body of th^{e} afores^{d} seruant wee fownd noe mortall wownd, But th^{e} Body being beaten to a Jelly, The Intrayles being cleare from any inward disease, to th^{e} best of o^{r} Judgm^{ts} & the Doctors th^{t} was wth us, But if it were possible that any Christian could bee beaten to death wth stripes, wee thinke th^{e} afores^{d} Seruant was. And this is our Joynt Verdict W^{m} Euans Sheriffe

John Besseck aged 22 yeares or thereabouts sworne, & Examined th^{e} 2^{d} of March 1663 Sayth

That uppon th^{e} 29th of ffeb. last past about two howres in th^{e} night this depon^{t} heard one hollow in th^{e} woods, & this Depon^{t} went to him & when this Depon^{t} came to th^{e} place where they were, It was Pope Aluey & a maide Seruant of his, sitting uppon a Tree. This Depon^{t} asked th^{e} s^{d} seruant, if shee would goe in wth him? Shee replyed I understand th^{t} here is a Christian man come: Take notice that my Master hath killed mee. These words shee spoke before her Master. This Damned whoare sayd Pope, I cannott gett her along noe further then I bast her. The maide asked for water. This depon^{t} would haue gyuen her some, but hee could find none. Then Pope cutt a Stick, And this Depon^{t} & Pope leade th^{e} s^{d} seruant Ten paces & shee could goe noe further. And Pope swoare hee would make her goe further, & wth that hee tooke up th^{e} skirt of her wascoate & beate her uppon her naked back. And when hee broaken Three sticks uppon her; The maide to saue th^{e} blowes of putt up her hand, & th^{e} s^{d} Pope sett her hand under his foote & beate her againe. And when hee had
[p. 224] done hee bid her rise & goe: & shee sayd shee could not goe any further, if shee dyed for it, And shee asked for some water, & this Depon^{t} fetched her some. And Pope asked her to goe: & shee bid

him goe away, & shee would goe wth this Depon^{t}, & Pope stepped behind a Tree. And this Depon^{t} asked her, if shee would goe wth him? And shee replyed that shee was not able to goe. Then this Depon^{t} called Pope: & Pope asked her againe If shee would goe? shee answered that shee could not goe. Then Pope swoare hee would make her goe, & hee beate her againe, & then shee sayd shee would goe, & lifted up her hand: & Wee helped her up. Then this depon^{t} tooke her uppon his back, & carryed her 'till hee was weary, & sett her downe: & Pope asked her if shee would drink? & shee sayd yes, & hee fetched water in his hatt & gaue her. And this Depon^{t} tooke her up & carryed her wthin sight of M^{r} Rosewells Plantaōn, & sett her downe. And when wee had rested a while, Pope asked her if shee would goe? & shee asked how far it was to th^{e} Plantaōn? & Pope answered hard by; & hee asked her to goe, & shee asked for water: & Pope fetched her some; & wee helped her up, & shee went two or three paces, & could goe noe further, & satt downe. And Pope tooke her by th^{e} hands & halled her to a Tree. And this Depon^{t} prayed Pope to lett her alone, & hee would fetch more helpe to carry her into th^{e} howse. And Pope & this Depon^{t} went to the howse, & this Depon^{t} & another Seruant of M^{r} Roswells named Charles Alexander went forth, & fetched her in uppon a Ladder: & Pope held her from falling, untill wee had brought her into th^{e} yard: Then Pope lett her goe & shee fell of th^{e} Ladder. And Pope Lifted her in, & Layd her in th^{e} Chimney Corner, & gaue her homeney: & shee Lay downe & Cryed out, & Pope tooke her by th^{e} nose & stopped her breath, And a little while after shee called for water, for th^{e} Lords sake, & immediately dyed. And Pope lifted up her head, & sayd I thinke really that shee is dead. & further sayth not Liber B B

shee is dead. & further sayth not The marke of
Sworne before mee John + Bessick.
W^{m} Euans.

Charles Alexander aged 22 yeares or thereabouts Sworne & examined th^{e} 2^{d} of March 166$\frac{3}{4}$ Sayth. [p. 225]

That th^{e} 29th of ffebruary last past, Pope Aluey & John Bessick came in & left th^{e} mayde out in th^{e} woods about halfe a mile of th^{e} howse. Whereuppon this Depon^{t} went wth them to fetch her to th^{e} howse, & Wee brought her uppon a Ladder. And as wee came in th^{e} yard, shee fell of uppon the grownd, & Pope Aluey tooke her under th^{e} armes, & halled her into th^{e} Chimney Corner, & shee cryed out three times: & Pope struck her Three blowes uppon her head wth his hand, & shee cryed out & hee tooke her by th^{e} nose & Checked her, & then hee tooke a Poringer & tooke up a Poringer of Homenay broath, & hee held her up & opened her mouth wth a payre of Tobacco Tonges, & powred itt in & layd her downe againe, and p^{r}sently hee lifted her her head, & shee was dead. And further sayth not.

Sworne before mee Charles Alexander
W^{m} Euans.

Liber B B Cæcilius &c: To th^{e} High Sheriffe of S^{t} Maries County Greeting Whereas uppon a Jury of Enquest made th^{e} 2^{d} of March 1663 & now gyuen into our office, It may bee probably gathered & suspected that Pope Aluey was cause of th^{e} Death of Alice Sandfast his seruant

These are therefore to will & requyre yo^{w} to take th^{e} Body of th^{e} s^{d} Pope Aluey, & him keepe in safe Custody wthout Bayle or Maynprize, And haue him att Our next Prouinciall Court to bee holden att S^{t} Maries 5^{o} Aprill next, & this Our Writt. Wittnes Our Deare sonne & heyre &c: Gyuen att S^{t} Maries 7^{o} March 1663.

Charles Caluert

March 8th Thomas Taylo^{r} d̄d̄s writt ag̅st John Anderton in an accōn of Debt to th^{e} ualue of 3000^{ł} Tob. & 30^{ł} barrells of Corne

Vid Pet fol. 138. War^{t} to sheriffe Caluert County to arrest &c: Ret. next Prouinciall Court 5^{o} Aprill next.

Vid. Pet. 139 Thomas Taylo^{r} d̄d̄s writt ag̅st John Anderton in an accōn of Trespasse to th^{e} ualue of 12000^{ł} Tob.

War^{t} to Eund^{m} Sheriffe &c: Ret. ut supra.

[p. 226] Summons to Eund^{m} Sheriffe to warne Edward Hoskins & Thomas Courtney, to testify in ditt. pro Taylo^{r} in both Causes supra, Sub pæna 500^{ł} Tob.

Bee it knowne unto all men by these p^{r}nts, That I Walter Pakes, for & in Considerāon of a marriage betweene Henry Aspinall, & Mary th^{e} eldest Daughter of me Walter Pakes, I th^{e} s^{d} Walter Pakes doe hereby Giue, graunt & confirme to th^{e} s^{d} Henry for diuers good considerāons mee mouing thereunto. Three hundred Acres of Land, knowne by th^{e} name of S^{t} Lawrence Neck to him th^{e} s^{d} Henry Asspinall, his heyres, & th^{e} heyres of th^{e} afores^{d} Mary for euer. Prouided th^{t} if in Case th^{e} s^{d} Mary shall dye issuelesse (w^{ch} god forbid) That then th^{e} s^{d} Three hund^{d} Acres, aboue mentioned, shall bee to the only use & property of him th^{e} s^{d} Henry Aspinall during his naturall Life, And then to enure & bee to th^{e} only behoofe of him th^{e} s^{d} Walter Pakes and his heyres, wthout any further trouble or molestaōn, as wittnes my hand this 2^{d} day of March 166$\frac{3}{4}$

Signed before us Walter Pakes
Will^{m} Bretton
John Samwayes.

To all poeple to whom this p^{r}nt writing shall come, I Thomas Cornewalleys of Burnham Thorpe in th^{e} County of Norfolke Esqꝫ send greeting. Know Yee th^{t} I th^{e} s^{d} Thomas Cornewalleys doe hereby assigne, authorize, make, depute appoynt & constitute my Louing ffreinds Cap^{t} Josias ffendall of th^{e} Prouince of Maryland

Esqꝫ, M^{r} Henry Meese of London merch^{t}, & M^{r} Robert Slye of Liber B B Maryland afores^{d} merch^{t}, Joyntly, & euery of them seuerally my true & Lawfull Attornyes & Attorney, ffor mee & in my name & steed, & to my use, to aske, demand, sue for, take, Leauy, recouer & receaue, of & from John Abington of Maryland afores^{d} gent^{n} & of & from all & Euery or any other p^{r}son or p^{r}sons whatsoeu^{r} respectiuely whom it doth or may concerne resyding or being, or which hereafter shall [p. 227] reside or bee att Maryland afores^{d} & Virginia, or eyther of them, all & Euery or any such Debts Duties, so͞me & so͞mes of money, Accompts, Reckonings, goods Chattles, dues, & demands whatsoeu^{r} That are in any Wise due, oweing or comming, payable or belonging to mee th^{e} s^{d} Thomas Cornewalleys by or from th^{e} s^{d} John Abington, or any other p^{r}son or p^{r}sons a^{tt} Maryland or Virginia afores^{d} or eyther of them, eyther by Bond, Bill, Booke, Accompt, Couen^{t} or otherwise howsoeuer, And Likewise for mee & in my place & stead to make sale & dispose of all, or any my Lands Tenements goods & Chattles, or any part thereof, w^{ch} doe in any kind belong to mee th^{e} s^{d} Thomas Cornewalleys in Maryland & Virginia afores^{d} or eyther of them, And generally to act mannage doe & p^{r}forme all & euery, or any other my affayres & businesses whatsoeu^{r} in Maryland & Virginia afores^{d}, or eyther of them, as to my s^{d} Attorneys, Joyntley, or any of them seuerally shall bee thought most & aduantageous for mee th^{e} s^{d} Thomas Cornewalleys, Gyuing & by these p^{r}nts Graunting unto my s^{d} Attorneys, Joyntly, & to euery of them seuerally my full power & authority touching th^{e} p^{r}mises or any part thereof by all Lawfull wayes & meanes whatsoeu^{r} to doe, say, sue, impleade, prosequute, pursue, seize, sequester, arrest, attatch, distreine, imprison, & to Condempne, & out of prison to deliuer, And to recouer, Receaue, compownd, agree, release & discharge, And one Attorney or more under them, or any of them to substitute, & appoynt, & att their or any of their pleasures to Reuoake, And generally to doe p^{r}forme & accomplish all & euery or any other Act, matter, thing & things whatsoeu^{r}, that shall bee meete, needfull or expedient to bee done or p^{r}formed in or about th^{e} p^{r}mises, or any part thereof, to th^{e} use afores^{d}, as fully & amply, in all respects, as I my selfe might or could doe th^{e} same if I were there p^{r}snt from time to time att th^{e} doeing thereof, & did th^{e} same p^{r}sonally, And whatsoeu^{r} my s^{d} Attorneys, Joyntly, or any of them seuerally shall Lawfully doe, or procure to bee done in or about th^{e} p^{r}mises or any part thereof, to th^{e} use afores^{d} I doe & will ratify, confirme, & allow of th^{e} same att all times hereafter for euer by these p^{r}nts, And I doe hereby Reuoake all former power & authority gyuen or graunted by Lr͞e of Attorney or otherwise [p. 228] to th^{e} s^{d} John Abington, or any other p^{r}son wth th^{e} Prouince of Maryland afores^{d}. In wittnes whereof I haue hereunto putt my hand & Seale. Dated th^{e} Tenth day of Septemb^{r} Año Dñi 1663, And in

Liber B B th^{e} ffifteenth yeare of the Reigne of Our Souereigne Lord King Charles the second of England &c: Tho: Cornwaleys

Seale

Signed Sealed & Deliuered
in the presence of
Sam: Tilghman
Miles Cooke
Leonard Bates, Scr̄.

March 12th Vid fol. 57: D^{r} Luke Barber d̄d̄s writt Exequūon āgst James Lindsey for 605^{l} Tob. according to order.

Writt Exequūon to sheriffe Charles County to Leauy &c:
To th^{e} Clerke 63
To the sheriffe ....

Vid fol. 157. Summons Ex^{t} to Hugh Stanley to bring in an acc^{t} of th^{e} Estate of Daniel Goulson, according to order of Court, 9^{o} ffeb. last/

Talbott County. Vid fol. 169. Vid. fol. 130. Command ffrancis Armestrong of Caluert County & ffrances his Wife th^{t} iustly &c: they keepe wth Richard Preston Jun^{r} gent^{n} th^{e} Couen^{t} &c: of ffifty Acres of Land, Lying in Talbott County (called Armestrongs Delight) And likewise th^{e} Couen^{t} &c: of Two hund^{d} Acres of Land lying in Talbott County as afores^{d} (called Weeping Spring) And lastly th^{e} Couen^{t} &c: of Two hund^{d} Acres more Lying in Choptanck Riuer in Talbott County, & Conueyed & sold unto th^{e} s^{d} ffrancis Armestrong by Edward Lloyd Esqꝫ.

Charles Caluert

[p. 229] And th^{e} agrem^{t} is such That th^{e} s^{d} ffrancis Armestrong and ffrances his Wife haue acknowledged th^{e} s^{d} Three Parcells of Land, Contayning in th^{e} whole, ffowre hund^{d} & ffifty Acres, wth th^{e} appurteñces to bee th^{e} right of th^{e} s^{d} Richard Preston, as those w^{ch} th^{e} s^{d} Richard hath of th^{e} gwift of th^{e} s^{d} ffrancis & ffrances his Wife. And th^{e} same they haue remised & Quitt claymed from them & their heyres, to th^{e} afores^{d} Richard Preston, & his heyres for euer. And further th^{e} s^{d} ffrancis & ffrances haue graunted for them & their heyres, th^{t} they will warr^{t} to th^{e} afores^{d} Richard, & his heyres, th^{e} s^{d} Three hund Acres of Land, Contayning ffowre hund^{d} & ffifty Acres as afores^{d}, wth th^{e} appurteñces āgst them th^{e} s^{d} ffrancis & ffrances for euer. And for this Recogniĉon, Remission, Quitt, Claime, ffine & Concord th^{e} s^{d} Richard hath gyuen unto th^{e} s^{d} ffrancis & frances full satisfaction, wherewth they acknowledge themselues fully & amply satisfyed & payd.

Taken & acknowledged
att S^{t} Maries in open
Court th^{e} 9th of ffebruary 1663.
Will^{m} Bretton Clk̄

Liber B B March 14th

Know all men by these prsents that I william Browne being intended to marry wth Elizabeth Darnell doe before my marryage acknowledge that ther is a black heifer of two yeares old or thereabouts and another red heifer three yeares old and greate wth Calfe both the which heifers I doe acknowledge to bee my daughter in lawes and doe intend to record them in her name they being of her fathers marke the Girles name being Elizabeth Cheroone—

Wittnes my hand Wm Browne
Francis Anketill Jno Hunt his B marke
his IH marke

January 30th 1663

uide folio 53:54 113:114

This day came Reymond Staplefort of Petuxent in the prouince of Maryland mercht and doth acknowledge that hee hath receaued Sattisfaccōn from John Tucker as Concerning a Judgment passed against the said Tucker in the behalfe of the said Staplefort the Last Prouinciall Court for 3170lb tob: alleadging how that all bussinesses concerning the Same are allready Compounded betwixt them—

Raymund Staplefort

[p. 230] March 19th

John Nuthall d̄d̄s writt agst Thomas Dent in an accōn of debt to the uallew of 4279lb tob:

Warrt to Sherriffe of St Marys County to arrest &c retū: next Prouinciall Court 5th Aprill next

Summons to ditto Sherriffe to warne Wm Hatton & Wm Price in ditto Causo ret̄. ut Supra—

To the honble Gouernor & Councell of the Prouince of Maryland—

The humble petcon of Jno Nuthall, Sheweth

uide folio 251 256 275

That Thomas Dent did uppon the 12th day of Sept 1663 assume upon himselfe to pay yor petr his heires or Assignes on or before the last day of Octobr 1663 the full & Just Sum̄ of ffowre thowsand two hundred Seauenty & nine pounds of good & Legall tobaccoe wth Caske att One entire paymt att Some Conuenient place in the County of St Marys, as by his Specialty will appeare which said Sum̄ of 4279lb tob: the sd Thomas Dent hath not paid but makes delayes therein to yor Petrs greate dam̄age. Wherefore hee prayeth Ordr of this Honble Court for Speedy paymt therein according to the tenor of the Said Specialty wth Costs & dam̄ages–And as in duty bound hee shall pray &c

March 19th 1663

By Vertue of a Commission to vs Henry Adams & Thomas Mathews of Charles County Gentn to take the deposition of Richard Wattson directed from Philip Caluert Esqꝫ bearing date the 13th

Liber B B of February 1663 wee haue taken the said Watsons deposition which is as followeth—

The deposic̄on of Richard Watson aged 41 yeares or thereabouts sworne & examined sayth as followeth

That in the yeare 1660 to the best of my remembrance about the month of August or Septemb^{r} this deponant being allmost quite darke of sight att that time Richard Dod coming to this Deponants howse bringing something in that did gingell and make a noyse this deponant did aske Richard Dod what hee had brought there wth him
uide folio Richard Dod replyed & sayd it was a bridle & saddle for hee had bor-
256: 257 258: 259: rowed Robin Robinses mare to ride to the howse of Thomas Baker
260: and during the time of his stay or aboade att Thomas Bakers the mare did breake and get away from thence and Richard Dod did say that hee had been seeking the mare in the woods & could not finde her but was in hope that the mare was returned to the place where he borrowed her and further sayth not

Jurauit Coram nos die decimo nono
Mart in A° Millesimo Sexcentesimo
Sexagesimo tertio alias Quarto
Henry Adams Thomas Mathewes

[p. 231] March 21th uide folio 255 Capt^{t} Miles Cooke d̄d̄s writt agst Edward West in an accōn of debt to the uallue of 2000^{lb} tob:

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. ret̄ next prouinciall Court 5th Aprill ut supra.

To the honb^{le} Gouerno^{r} & Councell of the prouince of Maryland, The humble pet^{con} of Miles Cooke sheweth

That Edward West did upon the 13th day of May 1663 assume upon himselfe to pay yo^{r} pet^{r} or his Assignes upon th 13th Nouemb^{r} 1663 the full & Just Sum̄ of two thowsand pounds of good sound merchantable leafe tobacco & Caske as by his Specialty will appeare which said Sum of 2000^{lb} tob: the said Edward West hath not paid but makes delayes therein to yo^{r} pet^{rs} greate dam̄age Wherefore hee prayeth Order of this hon^{ble} Court for speedy paym^{t} therein wth Cost & dam̄ages And as in Duty bound hee shall pray &^{c}—

uide folio 262 250 271 John Sheppard d̄d̄s writt against Thomas Bennit in an accōn of debt to the uallue of 1700^{lb} tob:—

Warrant to Sherriffe of S^{t} Marys County to arrest &^{c} ret̄ next prouinciall Court 5th Aprill ut supra

To the hon^{ble} Gouerno^{r} & Councell of the prouince of Maryland, The humble pet^{con} of Jn^{o} Sheppard Sheweth

That Thomas Bennitt did upon the 24th day of January 1662 assume upon himselfe to pay yo^{r} pet^{r} his heires or Assignes upon the 25th day of March 1663 the full & Just Sum̄ of Seauenteene hundred pounds of good merchantable tobaccoe & Caske as by his Specialty will appeare, which said Sum̄ of 1700^{lb} tob: the said Thomas

Bennitt hath not paid but makes delayes therein to yo^{r} pet^{rs} greate Liber B B
dam̄age–Wherefore hee prayeth Ord^{r} of this hon^{ble} Court for Speedy paym^{t} therein wth Cost & dam̄ages–And as in duty bound hee shall pray &^{c}—

John Langley d̄d̄s writt agst Thomas Wynn in an accõn of debt to the uallue of 700℔ tob:—

Warr^{t} to Sherriffe S^{t} Marys County to arrest &^{c} ret next prouinciall Co^{rt} 5th day of Aprill next

To the hon^{ble} Gouerno^{r} & Councell of the prouince of Maryland, the humble pet^{con} of John Langley Sheweth

That Thomas Wynn did uppon the 28th day of Aprill 1663 past his Specialty to yo^{r} pet^{r} for the paym^{t} of seauen hundred pounds of good Sound merchantable tobaccoe in S^{t} Marys riuer uppon all de- uide folio
mands after the next month of Octob^{r} in 1663 being now past as by 256
his Specialty will appeare which said sum̄ of 700℔ Tob. the s^{d} Thomas Wynn hath not paid but makes delayes therein to yo^{r} pet^{rs} greate dam̄age–Wherefore hee prayeth Ord^{r} of this hon^{ble} Court for Speedy paym^{t} therein wth Costs & dam̄ages And hee shall pray &^{c}—

Joseph Hosley d̄d̄s writt ags^{t} Thomas Wilde in an accõn of the [p. 232]
Case to the uallue of 2000℔ tob:

Warr^{t} to sherriffe of Caluert County to arrest &^{c}. ret̄ next prouin- March 21th
ciall Court 5th Aprill next

Joseph Hosley plaintiffe }
Tho: Wilde defendant }

The plaintiffe Sues the defend^{t} in an accõn of the Case for that uide folio
whereas the plaintiffe some time this winter last past bought of 253
James Eluer a certaine man Seruant named Samuell Griffin which Seruant the defend^{t} Clandestinely inticed away from the Plaintiffe and the said Seruant unjustly does detayne from the plaintiffe though the plaintiffe hath often demanded of the defend^{t} his said Seruant Wherefore the plaintiffe sayth in fact hee is dampnifyed Two thowsand pounds of tobaccoe and therefore humbly Craues of this Hon^{ble} Court ord^{r} to haue his said Seruant wth dam̄ages and Costs of suite And as in Duty bound hee shall pray &^{c}—

Daniell Johnson d̄d̄s writt ags^{t} Francis Winde in an accõn of debt to the uallue of 14000℔ tob:—

Warr^{t} to sherriffe of Charles County to arrest &^{c}–ret̄ next prouinciall Court 5th Aprill next—

To the hon^{ble} the Gouerno^{r} & Councell for the prouince of Maryland
The humble pet^{con} of Dan: Johnson Sheweth

That Francis Winde stands indebted unto yo^{r} pet^{r} as by Bond will appeare the Sum̄ of fowreteene thowsand pounds of tobaccoe & Caske

Liber B B for which–Yor petr humbly craueth yor Honnors to grant him an Ordr wth Cost & Charge of Suite And hee shall as in duty bound euer pray &c—

uide folio 262 Robert Chysick d̄d̄s writt agst George Beckworth in an accōn of the Case—

Warrt to Sherriffe of Caluert County to arrest &c retur̄ next prouinciall Court 5th Aprill next

Summons in ditto Causo to warne Geo: Phillips and Joseph Hosley ret̄ ut Supra—

Robert Chysick plaintiffe
George Beckwith defendt

Sheweth That whereas George Bickwith did Condic̄on wth your petr for three men Seruants and One woman Seruant to make a Cropp and the said Bickwith to finde howsing and dyet and other [p. 233] necessary thinges For the Seruants and yor petrs accomodac̄ons yor petr hath performed his Condic̄ons in making of a Crop and yor petr was engaged Condic̄on to pay unto the said Beckwithe Eleauen thowsand fiue hundred pounds of tobaccoe & Caske upon his plantac̄on this winter yor petr is ready to prforme his Condic̄on & Contrary to the Condic̄on the said Beckwith hath disposed of yor petrs Crop of tobaccoe & Seauenty barrills of Corne that was wholy due to yor petr and the sd Beckwith will not come to noe accompt but hath depriued yor petr of his whole Liuelyhood both of Corne & tobaccoe that yor petr is a greate Sufferer—

Now the humble request of yor petr is that this honble Court bee pleased to Order the said Beckwith to returne the whole Cropp of Corne and tobaccoe wth Cost of suite and yor petr as bound in duty shall euer pray &c—

George Read d̄d̄s writt against Mary Bateman the Executrix of John Bateman Esq deceased in an accōn of the Case to the uallue of 1200lb tob:—

uide folio 261 Warrant to Sherriffe Caluert County to arrest &c ret̄ next prouinciall Court 5th day Aprill next

George Read plaintiffe
Mary Bateman the
Executrix of John
Bateman defendant

The plaintiffe Sues the defendt in an accōn of the Case for that the plaintiffe Sometime in Octobr last sold the defendts then husband two steeres which was deliuered his Ouerseer Rob: Perry for the use of the said Bateman, in Considerac̄on whereof the said Bateman was to pay unto the plaintiffe the sum̄ of twelue hundred pounds of tobaccoe which is refused by the defendt without Ordr first obtained from this Honble Court the which hee humbly Craueth wth Cost of Suite And as in duty bound hee shall pray &c—

John Hawkins d̄ds writt agst James Iolly in an accōn of the Case to the uallue of 45436lb tob.— Liber B B March 22th

Warrt to Sherriffe of St Marys County to arrest &c ret̄ next prouinciall Court 5th Aprill next

To the honble Gouernor & Councell of the prouince of Maryland in the Prouinciall Court Setting uide folio 254: 255.

The humble petcon of John Hawkins Sheweth

That James Jolly standeth endebted unto yor petr in the Sum̄ of ffowrety fiue thowsand fowre hundred thirety & six pounds of tobacco & Caske as by an engagmt undr the said Iollyes hand and Seale bearing date the 29th day of August 1663 may more fully appeare, wherein the sd Iolley bound ouer all his whole prsonall Estate att that time hee was really possessed with to yor petr for the true prformance of the said Engagemt and for the paymt of the foresaid Sum̄ of 45436lb tob: unto yor petr by or before the last day of Octobr last past as by the said Engagmente (relac̄on being thereunto had) more fully it doth and may appeare— [p. 234]

Now soe it is that the said Iolley not hauing Contented or paid yor petr the foresaid Sum̄ as is specifyed in his said Engagement or Couenant yor petr therefore humbly requesteth this Honble Court to grant him Ordr that hee bee possessed wth the said Iolleys Estate according as is menc̄oned in the said Engagmt or Couenant as aforesaid to his onely use & behoofe by reason of the said James Iolley his not performance of his said Engagmt and Complyance wth yor petr according to the true intent and meaning of the sd Engagmt or Couenant wth dam̄age & Cost of Suite And yor petr as in duty bound shall euer pray &c—

Mary Bateman the Executrix of John Bateman Esqꝫ deceased d̄ds writt against Nicholas Gwyther in an accōn of the Case uppon Assumpsit to the ualew of 1574lb tob. to arrest &c March 24th 1663

Warrt to sherriffe of St Marys County retur̄ nex proall Court 5th Aprill ut supra

To the honble Gouernor & Councell in Prouinciall Court Assembled uide folio 261

The humble petcon of Mary Bateman Exetrix to John Bateman Esqꝫ deceased Sheweth

That Capt Nicholas Gwyther of St Hieromes in the County of St Marys did in yor petrs husbands life time assume upon himselfe to pay unto yor petrs the Sum̄ of three hundred and Eight pounds of tobaccoe for Wm Laurence late of the same place & County for & in Considerac̄on of which her said husband did deliuer unto the said Gwyther One bill from the said Laurence to her said husband for the payment of the said Sum̄ unto the said John Bateman by the said Lawrence and further that the said Gwyther did then in her said husbands Life time Seuerall goods receiue from her said husband for

Liber B B which goods together with the said bill hee did assume to pay unto
the said Jn^{o} Bateman the full sum̃ of fifteene hundred Seauenty
[p. 235] fowre pounds of Tob: Which yet hee hath not paid and still refuseth
to pay to the greate dam̃age of yo^{r} pet^{r}

Wherefore yo^{r} pet^{r} humbly prayes Ord^{r} of this hon^{ble} board for the said sum̃ of fifteene hundred seauenty fowre pounds of tobaccoe wth dam̃age and Costs of Suite And she shall pray &^{c}—

A list of seuerall bills and accompts left in the hands and Custody of Thomas Dent in Maryland March the 19th 166¾—

	℔ tob.
Imp^{r} a bill of M^{r} John Gittings	200
Thomas Wright	860
Thomas Bassett	86
John Wright	357
John Williams	200
Walter Hall	160
W^{m} Cole	8308
John Steuens	437
Walter Peake	640
Capt^{t} Nicholas Gwyther	1619
William Assiter	594
Peter Lamore & Bro:	1800
Ste: Roberts	427
Thomas Hocker	104
William Tettershall	360
Bryan Dayley	714
William Watts	970
Lf^{t} Coll̃: Jarboe	550
Ditto Walter Hall	520
Samuell Neale	1083
Samuell Chapman	626
Philip Caluert Chancello^{r}	3368
Mark King	150
Mark Phepo	320
William Browne	458
Geo: p̄ Iudgm^{t} acknowledged	2452
Thomas Bennet	41
John Morrice	150
Richard Bennet	307
Ch: Lunn	141
M^{r} Zach: Wade	370
Thomas Hewes	240
	28612

William Lawrence p̄ Execuc̃on 10^{lb} ster̃.
M^{r} John Bateman bill p̄ 417 guild^{rs} 18 stiuers

A further list of what bills more are left in the Custody of Thomas Dent p̄ Mr William Hollingworth March 24th 1663

Liber B B [p. 236]

		℔ tobaccoe
	Thomas Wynne	612
	Mr Francis Jackson	1100
	Mrs Mary Batten	266
	John Neuill	440
	James Jolly	4898
	Mrs Hannah Lee to William Cole	500
	Mr Thomas Stone	461
	Richard Willan	185
	John Reynolds and Edward West p̄ bill and accompt	1071
Easterne shoare	Mr John Elzey	1511
	Stephen Ellis	145
	John Marking	773
	John Joanes	375
	Peter Carradine	150
	Daniell Deuine	194
	Patrick fforrest	232
	Mrs Valinda Stone p̄ note to R: Stone	325
	Gyles Glouer	420
	William Clements	80
	Mr Gaspar Guerin p̄ bill and accompt	561
	ditto Mrs Hannah Lee	1180
	William Palmer to Mr Rock	120
		15599

A Receipt of Mr Nicholas Owens for seuerall bills and papers ....

An Accompt of debts due to Mr Hollingworth—

Mr John Nuthall p̄ acct	3589
Jenkin Price ut ante	40
Stephen Horsey	73
Willm Joanes	49
Randell Reuill	108
Thomas Clarke	220
John Sabey	48
Willm Williams p̄ bill	107
Mr Thomas Baker	336
Mr Rob: Henley	31
George Reynolds	159
Marke Blomfeild	89
Daniell White	88
Capt James Neale p̄ bill	200
Capt Hugh Oneale	35
John Symonde	122
Widw Martin	60
Richard Russell	146
	5500

Liber B B [p. 237] A list of what tobaccoes are left p̄ M^{r} Will^{m} Hollingworth March the 24th 1663

℔ tob.

32 Att M^{r} Thomas Mathewes quart^{r} 1 h̄h̄gd q^{t}. . 478

att Richard Russells N° 30 q^{t} 372 nett
16. . . . 420 net 1174
15. . . . 382 net
Att M^{r} Nicholas Youngs 3 h̄h̄gs q^{t} net
N° 27. 414
28. . . . . 371 1192
7. 407
2844

2844 The Seuerall bills within menc̄oned I haue receiued which I promise
5500 to deliuer unto the wthin menc̄oned M^{r} William Hollingworth or his
15599
28612 Order or bee Accomptable uppon demand and for what debts p̄ ac-
52555 compt I may receiue; and to giue accompt of the tobaccoe aboue menc̄oned as wittnes my hand this 24th day of March 1663
Tho: Dent

uide folio 262 Know all men by these p^{r}sents that I Will^{m} Singleton of Petuxent plant^{r} doe Ordaine and appoint James Veach of the same Riuer plant^{r} to be my lawfull Attorney to answere all bussinesses or suites attending this Prouinciall Court as wittnes my hand this Second of Aprill 1664— Will^{m} Singleton
Teste George Philips
signum
Robert R Chysick

Vide folio 273 Know all men by these p^{r}sents that I Tobias Horton planter in the County of Lancaster doe ordaine and appoint my freinde Ellis Coleman my true and lawfull Attorney for mee and in my name to arrest the Body of Thomas Pryer and him to imprison implead or release uppon the paym^{t} of a Bill of ffowre hundred pounds of tobacco and ffowreteen armes length of Roanoke and what my Said Attorney Doe I doe rattifye and Confirme as well as if I were there p^{r}sent Wittnes my hand this 22th Decemb^{r} 1663
the marke of
Tobias T H Horton
Testes Henry Shepard
ffortunatus Sydar.

[p. 238] Know all men by these p^{r}sents that I Richard Bennitt of Virgeina merchant doe hereby Alien Sell and Conueigh unto Mary Brasseur widdow of the Clifts in the prouince of Maryland and to her heires for euer all my right title and Intrest in that parcell of land on which she now liues being eleauen hundred and fifty acres more or lesse, together with all the Stock of Seruants Cattle hoggs and whatsoeuer else thereupon or thereunto any wayes belonging or appertayning for Liber B B and in Considerac̄on of two hundred and twenty hoggsheads of tobacco to bee paid according to speciallty und^{r} her hand and Seale bearing date with these p^{r}sents all which land wth the Seruants Cattle &^{c} aforesaid were formerly treated and bargained to bee sold unto M^{r} Benois Brasseur in his life time which became uoid by reason of a defect and dislike in relac̄on to the said land in point of quantity and because hee the said Brasseur neuer had any liuery and Seison thereof from mee nor neuer paid any thinge att all to me for it in which regard — haue now bargained sold and deliuered the said Estate of land &^{c} unto the aforesaid Mary Brasseur and her heires as aforesaid, And doe promise and binde my selfe my heires Executo^{rs} and Administrato^{rs} to make such further Conueighance and assurance of the p^{r}misses as is requisite and as it lyes in my power to doe, whensoeuer the same shall bee demanded or required—

The Seruants name are as followeth (uizt) Thomas Smyth Geo: Dauison William Whitehead Thomas ffrost and Sarah a negro Woman—

I doe allso hereby giue unto the said widd^{w} Brasseur full quiett possession of the aforesaid land Seruants Cattle hoggs &^{c} with warrantee agst all or any person or persons whatsoeuer clayming any right thereunto by from or under mee or my heires.

In wittnes whereof I haue hereunto sett my hand & seale the 17th day of Aprill 1663
Locus
Sealed Subscribed and Richard Bennett Sigilli
deliuered in p^{r}sence of
Thomas Stirling
Robert Brasseur

Vppon the backside of a Pattent for One thowsand One hundred and ffifty acres of land Granted to Richard Bennitt Esqꝫ bearing date the 18th day of August in the Seauen and twentyth yeare of his Lords̄ps Dominion in the yeare of Our Lord God One thowsand Six hundred fifty eighte, was this ensueing assignment following (uizt)—

The land belonging unto mee by this Pattent I doe hereby Alien [p. 239] Sell make ouer and Conueigh unto Mary Brasseur widdow and her heires for euer wth all my right title Intrest and Claime thereunto or to any part thereof acknowledging to bee fully Sattisfyed Contented & paid for the same according to a bill of Sale and a bill Obligatory for payment of two hundred and twenty h̄h̄gs of tobacco bearinge date with this Assignment Wittnes my hand this 17th day of Aprill 1663
By mee Richard Bennett—

Know all men by these p^{r}sents that wee Josias Fendall of Maryland Esqꝫ Henry Meese of London Merchant and Rob^{t} Slye of Maryland Merchant the Atturneys of Thomas Cornewallice of the

Liber B B County of Northfolke in England Esqꝫ haue remised Released and for euer quitt claimed and by these p^{r}sents doe for us Our Executors and Administrato^{rs} and euery of Vs Clearely and Absolutely remise release and for euer quitt claime unto John Abington of Maryland Gent^{n} his Executo^{rs} and Assignes, All and all manner of accōns Causes of accōns Suites Quarrills debts dutyes bonds bills writeings Obligacōns Reckonnings accompts & demands whatsoeuer which against the said John Abington Euer the s^{d} Thomas Cornewallice haue had may haue or which his Executo^{rs} or Administrato^{rs} or any of them att any time hereafter shall or may haue for or by reason or meanes of any matter Cause or thing whatsoeuer from the beginning of the world untill the day of the date of these p^{r}sents Wittnes our hands and Seales this 4th day of February 1663—

Signed Sealed and deliuered
In the p^{r}sence of Vs—
William Riston
the marke of
Morgin MI Jones
the marke of
Nathaniell N Rudd
William Caluert
Thomas Gerrard

Josias Fendall Seale
Henry Meese Seale
Robert Slye Seale

Know all men by these p^{r}sents that I James Jolly of S^{t} Marys County Inn holder haue nominated Constituted Ordeined and appointed and by these p^{r}sents doe nominate Constitute Ordeine and appoint Abraham Wattson of the aforesaid County to buy take and receiue all such licquors as hee the said Abraham Wattson shall thinke good and saylable for the s^{d} Jam: Jolly further I the said James Jolly doe Ordaine the saide Abraham Wattson for mee and in my name to order & dispose of what debt or debts are due to mee In wittnes whereof I haue hereunto sett my hand—

Subscribed in
the presence of Vs
the marke
W^{m} WP Price
Phenias White

the marke of
James II Jolly

[p. 240] To all to whome these p^{r}sents shall come I Charles James of London Merchant send Greeting whereas Cācilius Absolute Lord and Proprietary of the prouince of Maryland by letters pattents und^{r} the Greate Seale of the said prouince bearing date the twentyth day of February In the yeare of Our Lord One thowsand Six hundred ffiffty and nine did Grant to George Goldsmyth of the Same prouince plant^{r} and his heires a parcell of land Called Georgston lying on the East side of Chesepiake bay as by the s^{d} pattent relacōn being thereunto had may more att large appeare, The state and tytle of which said George Goldsmyth was assigned and Granted to mee by the said George Goldsmyth by Indorsment on the back of the said Pattent dated the Eight and twentyth day of May One thowsand Six hundred Sixty One in trust for Thomas Godlington of London Merchant, Now Know yee that I the said Charles James in pursuance and p^r^formance of the said trust haue granted aliened Conueyed and Confirmed and by these p^r^sents doe Cleerely and Absolutely grant alien Conuey and Confirme to the said Thomas Godlington the said parcell of land and all its rights proffitts and bennifitts thereunto belonging and all my Estate right title Claime and demand whatsoeuer of in and to the same, To haue & to Enjoy the said parcell of Land and premises w^th^ the rights proffitts and benifitts aforesaid To the said Thomas Godlington his heires and Assignes for Euer to the only Vse & behoofe of him his heires and Assignes for euer to bee by him had and held Clene and free of and from all Acts & incumbrances done or Committed by mee or any other Claiming und^r^ mee In wittnes whereof I haue hereunto Sett my hand and Seale dated in London the Seauenteenth day of June anno Dom° 1662, and in the 14^th^ yeare of the Raigne of Our Soueraigne Lord King Charles the Second of England &^c^. Charles James— Liber B B

Sealed and deliuered in the p^r^sence of Geo: King Scriu^r^ John Beedle—

Copia Vera Concordat ad Original Ex^r^ p̄ nos
George King Scriun^r^
Jo: Beedle Seru^t^

The aboue mencōned Conueyance was by Charles James brought to mee w^th^ request to haue it entred on record

Daniel Jenifer Clarke

Recorde of the Prouinciall Court [p. 241]
For this Prouince of Maryland Beginning the fiue and Twentyth day of March 1664

Mary Bateman d̄d̄s writt against James Jolly in an accōn of the Case uppon Assumpsit as Administratrix to John Bateman Esq̄ deceased March 26^th^

Warr^t^ to Sherriffe of S^t^ Marys County to arrest &^c^ retur̄ next prouinciall Court 5^th^ Aprill next

To the hon^ble^ the Gouerno^r^ and Councell in Prouinciall Court Assembled

The pet^con^ of Mary Bateman &^c^ Sheweth Vide folio 261

That James Jolly of S^t^ Marys in the County of S^t^ Marys Inholder, a horse with a Saddle of yo^r^ pet^rs^ husband att or upon the 25^th^ day of February 1662 did buy for which horse hee did assume uppon

Liber B B himselfe to pay unto yor petrs husband the Sum̄ of twelue hundred pounds of tobaccoe and Caske that the said horse was uppon 3d March 1662 by Ordr in wrytinge from the said James Jolly unto Abraham Wattson deliuered and by him rec̄d: but that the said Sum̄ of twelue hundred pounds of tobaccoe for the said horse due is yet unpaid and that the said Jolley the said Sum̄ as yet refuseth to pay to yor petrs greate dam̄age Wherefore yor petr humbly prayes Ordr of this board for the said 1200℔ tob: wth damage & Costs of Suite And shee shall pray &c—

Mary Bateman d̄d̄s writt agst Samuell Chew in an accōn of debt to the ualew of 1035℔ tob. as Administratrix to John Bateman Esqꝫ deceased—

Vide folio 271 Warrt to Sherriffe of Ann Arundell County to arrest &c, returnable next Prouinciall Court 5th Aprill next

To the Honble the Gouernor and Councell in Prouinciall Court assembled.

The humble petcon of Mary Bateman Exetrix To John Bateman Esqꝫ deceased, Sheweth

[p. 242] That Samuell Chew of the County of Ann Arundell did by bill bearing date the 14th day of ffebruary 1661 assume uppon himselfe to pay unto Hannah Lee of St Marys her heires or Assignes the full Sum̄ of One thowsand thirety fiue pounds of tobaccoe in Caske on the 10th day of Octobr then next following, that the said Hannah Lee uppon the said 14th day of ffebruary 1661, John Bateman Esqꝫ her true and lawfull Deputy and Assigne irreuocable did Constitute, the said bill from the said Chew as well as others then in his the said Batemans Custody in her name but to his use to aske sue for leauy recouer & receiue &c Now soe it is that yor petr Executrix to the said John Bateman the said Sum̄ of One thowsand thirety ffiue pounds of tob: of the said Chew hath demanded when hee then and still doth refuse to pay to the Greate dam̄age of yor Petr—

Wherefore yor petr Craues order of this honble Board for the said One thowsand thirety & ffiue pounds of tobacco wth dam̄age & Costs of Suite And she shall pray &c

Thomas Winn d̄d̄s writt agst Wm Hollingworth in an accōn of the Case

Warrant to Sherriffe of st Marys County to arrest &c Ret̄ next proucíall Court 5th Aprill next

Vide folio 262 To the Right Honble the Gouernor & Councell of this prouince of Maryland

The humble petcon of Thomas Wynne sheweth

That whereas Mr John Hammond late undr Sherriffe deceased, did a little before his death put into Mr Wm Hollingworths hands 2500℔

tob: as was due to him to Collect for the Countryes use and did assigne him the Hollingworth to pay the same for the use of M^{rs} Hannah Lee, which the said Hollingworth accepted of and promised to doe for all which tobacco the said Hollingworth would giue noe receipts for untill that hee had receiued the tobacco from the Seuerall parties where the same was due as yo^{r} pet^{r} will make appeare. Liber B B

Now soe it is that in the interim before all this tobaccoe Could bee paid or receiued M^{r} Hammond dying and M^{r} Hollingworth taking hold of that Occasione did receiue the tobacco and did after refuse to giue an accompt thereof to M^{r} Richard Willan who after M^{r} Hammonds decease demanded an accompt of him neither would hee discount or pay the tob: to M^{rs} Lee, as hee ought and promised to doe but receiuing all the tobacco assigned by M^{r} Hammond as aforesaid, and after his death brings in an accompt whereby hee makes M^{r} Ham̄ond indebted to him and for Hammonds owne perticular use, And soe defrauds M^{r} Willan of the Leauy tobaccoe soe that the said M^{r} Willan was Compelled by Ord^{r} of Court to sattisfye M^{rs} Lee out of his owne Estate the aforesaid tobacco—

The p^{r}mises Considered yo^{r} pet^{r} humbly Craues Order of this Hon^{ble} Court ags^{t} the said Hollingworth for the said 2500℔ tob: wth Cost of Suite and yo^{r} pet^{r} shall pray &^{c}.

Know all men by these p^{r}sents that I Francis Armstrong of Maryland Gent^{n} Doe Owe and Stand indebted unto Samuel Tilghman Com̄and^{r} of the Good Shipe Goulden ffortune of London his heires Executo^{rs} Administrato^{rs} or Assignes the full and Just Sum̄: of two and twenty thowsand Pounds of Tobaccoe wth Caske, To bee paide unto the said Samuell Tilghman his heires Executors Administrato^{rs} or Assignes to the which paym^{t} well & truely to bee made I binde mee my heires Executo^{rs} & Administrato^{rs} firmely by these p^{r}sents, Sealed wth my Seale and Dated this 7th day of Aprill 1664 [p. 243]

The Condic̄on of this Obligac̄on is such, That if the aboue bounden Francis Armstrong his heires Executo^{rs} Administrato^{rs} or Assignes doe well and truely pay or Cause to bee paid unto the aboue named Samuell Tilghman his heires Executo^{rs} Administrato^{rs} or Assignes the Sum̄e of Eleauen Thousand pounds of tobaccoe wth Caske in manner and forme following, That is to say Three Thowsand pounds of tobaccoe thereof att or uppon the tenth day of Octob^{r} next ensueing, ffiue and twenty hundred pn̄ds of tobacco more thereof on the tenth day of Octob^{r} in the yeare 1665, Three thowsand pounds of tobacco more thereof on the tenth of Octob^{r} In the yeare 1666, ffiue & twenty hundred pownds of tobaccoe more in Compleating the said Sum̄e of Eleauen Thowsand on the tenth of Octob^{r} 1667, Then this Obligac̄on to bee uoid otherwise that it shall and may bee Lawfull for the said Cap^{t} Tilghman, his heires or Assignes to take the benifitt of the abouesaid Obligac̄on or else to Re-enter on a parcell of Vide folio 244

Liber B B land of One thowsand acres sold by the said Tilghman to the abouesaid Armestrong, Lying in Tredauen Creeke in Choptanck riuer, and from the said Land to Euict all possessors whatsoeuer and the same to hould as the said Tilghmans proper and Sole Estate

Sealed & deliuered after the
interlining of the word
(hundred) betweene the 7th
& 8th line of the Condic̄on
in the p^{r}sence of Vs—
William Price
William Groome

his
ffrancis ff A Armstrong
Marke Locus
sigilli

The said payments of Eleauen Thowsande pounds of tobaccoe to bee made (to M^{r} Tilghman) uppon my owne plantac̄on where I now dwell uppon the Clifts in Caluert County

The interlining wth the abouesaid latter Clause wth the obligac̄on it's selfe was acknowledged by the abouesaid ffrancis Armstrong to the said Cap^{t} Samuell Tilgman as his Act and deede with request of them both that it might bee Recorded—

By mee
Daniell Jenifer Cl͞k

27 $\frac{3}{m}$ 64

[p. 244] Know all men by these p^{r}sents that I Samuell Tilghman Com̄and^{r} of the shipe Goulden ffortune of London for and in Considerac̄on of the Sum̄e of Eleauen Thowsand powndes of Tobacco & Caske to mee by Francis Armstrong of Maryland Gent^{n} to bee paid according to the tenor of an Obligac̄on und^{r} the said Armstrongs hand and Seale bearing date wth these p^{r}sents, haue bargained Sold aliened assigned and Sett ouer and by these p^{r}sents doe for mee my heires Executo^{rs} Administrato^{rs} and Assignes, bargaine sell alien Assigne and Sett ouer unto the said Francis Armstrong his heires and Assignes, One thowsand acres of land Commonly knowne and Called by the name of Tilghmans Fortune (According to Pattent Granted mee for the same) Scituate lying and being in Tredauen Creeke in Choptancke Riuer att the head of the westerne branch of the said Creeke To haue & to hould the said land and p^{r}mises wth & singular Vide folio 243 Rights priuiledges and Appurtenances unto the s^{d} Armstronge his heires and Assignes for euer wth warrantee against all and all manner of Claimes or dem̄ands by from or und^{r} mee my heires Executo^{rs} or Administrato^{rs} or by from or und^{r} our or any of Our procurem^{ts} hereby promising to saue defend and keepe harmlesse the said Armstrong his heires and assignes, of and from all and all manner of Charges Rents Mortgages Sales Grants Arreages of Rents or former incumbrances whatsoeuer Further promising and Obleiging Liber B B my selfe heires Executo^rs and Administrato^rs att the request Cost and Charge of the said Armstrong to make such further assurance or assurances for the said land as his Councell in the law shall him thereto aduize. In wittnes whereof I the said Samuell Tilghman haue hereto put my hand and Seale this 7th day of Aprill 1664—

Signed Sealed & deliuered Sam^ll Tilghman Locus
in the p^rsence of Vs— sigilli
Will^m Price
Will^m Groome.

A list of what Bills are left in the handes of Cap^t Sampson Waring by Thomas Elwes for the Vse of M^r Christopher Johnson of London Merchant The 27th day of Aprill 1664

	℔ tob.
Cornelius Regons bill	800
Thomas Billingsley	820
Richard Wells Jun^r	641
James Shacklady	2118
Tobyah Milles	7040
James Varlye	725
	12144

[p. 245]

Henry Mitchell	1836
Edward Taylor Merriday Joanes	1390
Edward Hayward	750
George Whittle	1458
Hatton Bonde	1300
Robert Harwood	336
Markes Clare	885
William Simpson	1380
James Humes	6330
John Cobreth	2828
Nicholas Mace	198
John Edmunds	2320
Thomas Skillington	3929
John Stansbye	3923
Nicholas Carre	1808
Francis Hutchins	3964
Francis Parrott	2829
John Gary	2937
Peter Sharpe	4459
Jn^o Russell	603
Stephen Benston	1201
Robert Highte	4420

Liber B B

Walter Carre	4913
John Tiller	643
James Gillsthorpe	532
Francis Chalke	2500
John Taunye	3245
William Hunt	3900
Richard Freeman	645
John Little	5826
Thomas Sprigg	1069
William Berry	1491
Francis Armstrong John Edmunds	1358
Geo: Peake	4228
James Thompson	520
Thomas Manning	374
Will^{m} Kent	2472
Henry Kent Sen^{r}	3599
Henry Kent Jun^{r}	2314
Richard Startlings	490
Thomas Martin	1410
Ant^{o} Gongo George Simmons	1913
Henry Robinson	3348
Jn^{o} Leitch	1609
George Blackatar	2100
	113727

[p. 246]

William Irelands bill	399
Nicholas Hammond	880
William Shars	495
Thomas Tuffye	360
Edward Varringe	416
Robert Towse	443
Griffin George	69
Francis Billingsley	100
William Islingworth	542
Richard Smyth	393
John Painter	2046
Adam Staueley	1870
Richard Younge	1200
Grauill Rowse	285
Sampson Waring	7000
broug^{t} from the other side	113727
	130225

A note of what Goodes are left in the Country Liber B B

4 Cloth wastcoats att 11^s 6^d	£2: 6: 0
3 Stuff wastcoats att 8^s 6^d	£1: 5: 6
3 paire of woollen hose att 2^s 2^d	£:: 6: 6
22 paire of woollen hose att 12^d	£1: 2: –
10 paire of women shooes att 2^s 6^d	£1: 5: –
1 paire of falls att 3^s 4^d	£:: 3: 4
¾ of Searing Candell	£:: 1: 2
6 yards of Cotton att 22^d	£:: 11: –
1 paire of Curtaines and Vallaines	£1: 6: 6
3^{lb}¾ of Cullerd thread att 2^s 8^d	£:: 10: –
One Greate Chest	£:: 15: –
	£9: 12: –

James Iolly d̄d̄s summons for Richard Smyth in Causo of Mary 26th Bateman the Executrix of John Bateman v ditto Jolly ut fo: 241— uide folio 241: 261

Summons to sherriffe of Caluert County ret̄ 5 Apr: next.

Reymond Staplefort d̄d̄s writt ag^t John Bayley in an accõn of the Case to the uallue of 15000^{lb} tob:— Vide folio 253

Warr^t to sherriffe of Caluert County to arrest &^{c}. ret̄ next pro^{all} Court 5th Aprill next

To the hon^{ble} the Gouerno^r and Councell of the Prouince of Marylande

The humble pet^{con} of Reymund Staplefort Sheweth

That whereas by a Contract made betweene yo^r Pet^r and John [p. 247] Bayley Merc^t the 15th March 1663 the said John Bayley did agree to allow yo^r pet^r fifteene thowsand pounds of tobaccoe and Caske for yo^r pet^{rs} halfe part of a Barque named the Prouidence of the which said Barque yo^r pet^r and the said Bayley were Co-partners—

Now soe it is that the said Bayley being ready to departe the Prouince wth the said Barque doth utterly refuse to p^{r}forme the abouesaid agreement made wth yo^r pet^r to yo^r pet^{rs} greate dam̄age and hinderance

The Premisses considered yo^r pet^r humbly Craueth that the said Bayley may bee Compell'd by this Hon^{ble} Court to giue yo^r pet^r Sufficient Security for the paym^t of the abouesaid ffiffteene thowsand Pounds of Tobaccoe wth Cost of Suite And hee shall pray &^{c}—

Summons to sherriffe of S^t Marys County in ditto Causo to warne John Hawkins—

Ditto to sherriffe of Caluert County to warne Thomas Wells and William Willkinson in ditto Causo on behalfe of th^e pl̄t:

Liber B B 29th John Bayley d̄d̄s writt ag^{t} Reymond Staplefort in an accōn of the Case to the uallue of 5000℔ tob:—

Warr^{t} to sherriffe of Caluert County to arrest &^{c}. ret̄ next pro^{all} Court 5th Aprill next—

Vide folio 253 To the hon^{ble} Gouerno^{r} and Councell Setting in the pro^{all} Courte

The humble pet^{con} of Jn^{o} Bayley Sheweth

That ther is an accompt depending betweene yo^{r} pet^{r} & Reymond Staplefort yo^{r} pet^{r} being much in disburse for the Vessell & plantacōn both att Petuxent of either yo^{r} pet^{r} being Interested wth Seuerall other disbursm^{ts} betweene yo^{r} pet^{r} and the said Staplefort to the uallue of 16000℔ tob: and uppon Ballance of the said Accompt hee stands indebted to yo^{r} pet^{r} 4000℔ tob: & upwards but the said Staplefort will not Come to any Accompt nor haue the Bussiness Arbitrated which hath often been in agitacōn soe to doe and bonds to that purpose drawne and allwayes put of wth delayes to yo^{r} pet^{rs} greate dam̄age—

Wherefore hee humbly craueth Ord^{r} of this Hon^{ble} boarde for redresse herein and that a period might bee put to the said Accompt and as in Duty bound hee shall pray &^{c}.

[p. 248] Summons to Sherriffe of Caluert County to warne Francis Antill John Anderton John Hawkins and Thomas Mather, to testifye in ditto Causo of John Bayley subpeena 500℔ tob: each p^{r}son ret̄ 5th Aprill ut Supra—

uide 237 and 248 John Pitt p^{r} Attornat George Beckwith d̄d̄s writt against William Singleton in an accōn of Debt to the uallue of 3400℔ tob:—

Warr^{t} to Sherriffe of Caluert County to arrest &^{c}. ret̄ next pro^{all} Court 5th Aprill next

To the hon^{ble} the Gouerno^{r} & Councell of Maryland.

The humble pet^{con} of George Beckwith the Attorney of John Pitt sheweth

That W^{m} Singleton standeth endebted unto Jn^{o} Pitt in the Sum̄e of 2000℔ tob: as by his Bill will appeare Besides 1400℔ tob: more upon Accompt all which the Said Singleton refuseth to pay to yo^{r} pet^{r} hee being the Said John Pitts Attorney Hee humbly therefore Craueth this hon^{ble} Court to grant him Order for his said debt of 3400℔ tob: wth Charges and Coste of Suite And hee shall pray &^{c}.

Aprill first Vide folio 232 253 Summons to sherriffe of Caluert County to warne Thomas Darling and William Witch to testefye in Causo betweene Joseph Hosley and Thomas Wilde su^{b}pena 500℔ tob: each p^{r}son upon nonappearance ret̄ 5th Aprill instant—

Know all men by these p^{r}sents that I Ann Wright the Relict and Administratrix of Richard Wright Gent^{n} late deceased Doe hereby Constitute Ordaine and appointe M^{r} Nicholas Spencer my true and lawfull Attorney for me and in my name to answere the Complaint of M^{rs} Mary Bateman of the prouince of Maryland and likewise to answere the Complaint of any p^{r}son or p^{r}sons of the Said prouince, Giuing and Granting unto my said Attorney as full power and Authority as may or Cann bee giuen unto any Attorney, & whatso^{r} this my s^{d} Attorney shall hereby Lawfully Act or doe I doe hereby ratifye and Confirme to bee as full and effectuall as if I was there p^{r}sent in wittnes whereof I haue here Sett my hand Aprill the second 1664 Liber B B uide fo: 268

Ann Wright

Signed and deliuered in the presence of John Mottrom and Jn^{o} Lewling

This Indenture made the 26th of Nouemb^{r} 1663 And in the 15th [p. 249] yeare of the raigne of Our Soueraigne Lord King Charles &^{c}, Betweene Katherne Starkee of the One part party and Joseph Hooper, on the other party Wittnesseth that the s^{d} Katherne Starkee, doth hereby Couenant promise and grant to and wth the said Henry Hooper his Executors and Assignes from the day of the date hereof untill his first and next arriuall in Virgenia or Maryland and after for and during the tearme of foure yeares to serue in such Seruice and imploym^{t} as hee the said Joseph Hooper or his Assignes shall there imploy according to the Custome of the like kind in Considerac̄on whereof the said Joseph Hooper doth doth Couenant and Grant to and wth the said Katherne Starkee to pay for his passinge and to find and allow her meate drinke appearell and Lodging wth other necessarys during the said tearme and att the end of the said tearme to pay unto her One whole yeares prouisione wth double apparell according to the Custome of the Country in the like kinde In wittnes whereof the partyes aboue menc̄oned to the said Indentures haue interchangeably sett theire handes and seales the day and yeare aboue written

the marke of
Joseph IH Hooper Locus sigilli

Sealed and deliuered
In the p^{r}sence of
Curtis Fletcher
John Langley

Know all men by these p^{r}sents that I Mary Gordian th^{e} Relict of Daniell Gordian of Charles County in the prouince of Maryland Plant^{r} doe hereby Constitute Ordaine and Appoint my trusty and wellbeloued ffreinde George Thompson of the said County and Prouince Gent^{n} my true and lawfull Attorneye totally to manadge that small Estate that is fallen unto mee by the decease of my aforesaid Dearely beloued husband giuing and hereby granting my full

Liber B B power and lawfull Authority touching and Concerning his Proceedings in or about the p^{r}misses as fully largely and Amply as I my Selfe might or Could haue if p^{r}sonally there p^{r}sent Giuing and hereby Granting unto my Said Attorney full power and Lawfull Authority to Constitute Ordaine and appoint One or more Atturneys und^{r} him and them att his will and pleasure againe to reuoke Ratifying and allowing and holding firme and Stable all and whatsoeuer my Said Atturney shall doe or Cause to bee done in or about the p^{r}mises as wittnes this my hand this 4th October 1663

Testes William Codwell　　　　Mary Gordian
his 9 marke　　　　her 3 marke
John Cane
his X marke

[p. 250] March the 7th day anno 1663

Bee it knowne unto all men by these p^{r}sents that I Cuthbert ffenwicke of Petuxent Riuer in the prouince of Maryland Gent^{n} doe by these p^{r}sents acknowledge to haue receiued of Coll: Will^{m} Euans of the Prouince aforesaid the Just Sum̄e of One thowsand pounds of tobaccoe in Caske for the Vse of M^{r} George Reynolds, and is in full discharg'd of a Judgment Confest by the said Reynolds unto the Estate of William Thompson deceased in Considerac̄on of One hundred acres of land that the said Reynolds did purchase of the said Thompson in his life time and I the said Cuthbert ffenwicke doe by these p^{r}sents acquitt Exonerate and discharge the said George Reynolds from the said Judgm^{t} soe Confest, unto the Estate of the said Thompson for the said hundred acres of land soe purchast of the s^{d} Thompson as wittnes my hand the day & yeare aboue written—

Testes Thomas Gibson　　　　Cuth: ffenwick
his marke
W^{m} Jolly

Know all men by these p^{r}sents that I Will^{m} Thompson doe by and with the Consent of my wellbeloued wife Mary Thompson sell & make ouer from Vs o^{r} heires Executors and Assignes all that parcell of land lying betwixt M^{r} Will^{m} Bretton and Geo: Reynolds on Brettons Bay for euer unto the said George Reynolds his heires Executo^{rs} and Assignes to haue and to hould the same for euer and doe warr^{t} the sayle hereof against any lawfull or Just Clayme of any p^{r}son or p^{r}sons whatsoeuer & will acknowledge upon Demand the sayle hereof in Court in wittnes whereof Wee haue here sett our handes this 10th of Nouemb^{r} 1659—

Testes Thomas Elstone　　　　Will: Thompson
Mary Thompson

Know all men by these p^{r}sents that I John Shepart Marriner doe Liber B B
hereby depute & appoint my Louing freinde Daniell Jenifer my true
and Lawfull Attorney to prosecute recouer and receiue according to Vide folio
Law of Thomas Bennitt the Sum̃e of seauenteene hundred pounds of 231
tobacco by specialty und^{r} the said Bennitts hand allowing and ratify- 262
ing what my said Attorney shall doe and Act in the p^{r}misses in witt-
nes whereof I haue hereunto Sett my hand and Seale the second Ap^{r}
1664 John Shepart—

Wittnes Alexand^{r} Driuer
Robert Peirce

This Bill bindeth mee Thomas Bennitt of the Herring Creeke in [p. 251]
the County of S^{t} Marys my heires Executo^{rs} Administrato^{rs} or As-
signes to pay or Cause to bee paid unto John Sheppart marrin^{r} to
his heires Executo^{rs} Administrat^{rs} or Assignes the full & Just Sum̃e
of Seauenteene hundred pounds of good & Merchantable Tobaccoe Vide folio
and Caske to bee paid att or uppon the 25th day of March next ensue- 231 250
ing the date hereof as wittnes my hand this twenty ffowrth day of 262
January 1662 Tho: Bennitt

Testes Hen: Hyde
John Helme

Bee it knowne unto all men by theis p^{r}sents that I Jn^{o} Nuthall of S^{t} Marys County Merchant Doe hereby Constitute depute and in my steed and place Ordaine my Louing and Trusty freinde M^{r} Daniel Jenifer of the said place my true and Lawfull Attorney to aske, demand, recouer & receiue all such debts or dues as may appeare to bee due unto mee the said John Nuthuall from any p^{r}son or p^{r}sons whatsoeuer Giuen my said Attorney full power to doe and Act in the p^{r}mises in all respects, and according to all intents and purposes of the law for the Recouery of my due rights as if I my selfe were p^{r}sonally p^{r}sent in wittnes whereof I haue hereunto Sett my hand this 19th day of March 166$\frac{3}{4}$ John Nuthall

Signed and Deliuered
In the p^{r}sence of us
Wm̃ Wm̃s
Jn^{o} Reed

This Bill bindeth mee Thomas Dent of S^{t} Marys County in Mary-
land Merchant my heires Executo^{rs} and Administrato^{rs} to pay or
Cause to bee paid unto John Nuthall of the said place also Merc^{ht}
his heires Executo^{rs} Administrato^{rs} or Assignes the full and Iust uide folio
Sum̃e of ffowre Thowsand Two hundred Seauenty & nine pounds of 230
good and Legall Tobaccoe wth Caske att One intire paym^{t} att some 256 276
Conuenient place in the said County On or before the last day of
Octob^{r} now next ensueing as wittnes my hand this twelfe day of
Sep^{t} anno Domini 1663 Tho Dent

Testes William Hatton
Will^{m} Price.

Liber B B To the honble Gouernor & Councell of Maryland

The humble petcon of Geo: Beckwith the Attorney of Jno Pitt Sheweth

That William Singleton standeth indebted unto Jno Pitt in the Some of 2000℔ tob: as by his bill will appeare besides 1400℔ tob: more uppon accompt all which the said Singleton refuseth to pay to yor petr Hee humbly therefore Craueth this honble Court to grant him Order for his said debt of 3400℔ tob: wth Charge & Cost of Suite & he shall pray

uide: 237 248 262

[p. 252] Att a Prouinciall Court held att St Marys on Twesday the 5th Aprill 1664

Prsent Charles Caluert Esq Gouernor
Henry Sewall Esq Secretary
Baker Brooke Esq Councellor

John Ewens pl̄tf:
Tho: Billingsley dēft
Retracted

Peter Joy & Jno Mirth pl̄ts
Hugh Standley defendt
the pl̄ts petcon being read ut est in folio 115 and the Coppy of the will of Daniel Goulson produc'd in Court by Hugh Standley but Alleadg'd by the defendts that it is not a true will, Ordered that this Cause bee respited till the next Prouinciall Court, untill the Chancellor of this prouince and Mr Henry Cowrsey then Judge in the testamentary Causes when this will was proued bee prsent in Court

uide fol: 115 157 228

Francis Gunby pl̄t
Richd Deaur deft
The defendt not appearing, Ordered that a Summons bee sent up by Capt Willm Burges to Sum̄ons Richd Deauer against the next Prouinciall Court then to appeare and Set out uppon Oath the Condic̄ons betweene him and Francis Gunby upon wch the said Francis Came into this Country and uppon what tearmes the said Gunby became bound to the said Deauor

Vide fo: 144 190

Vide folio 149 195 Symond Carpentr pl̄t
Mary Bateman the Exetrix of Jno Bateman dēft
this Cause respited till tomorrow morning

Vide fo: 208 209 Thomas Dent pl̄t
Anto Griffen dēft
This Cause respited ut supra att the instance of both prsons

Vide fo: 216 219: 261. 271 Mary Bateman pl̄t
Augo Herman defendt
no returne made by the sherriffe of Baltemore County—

Vide fo: 219 Christopher Dobson Pl̄tf
Wm and Hannah Price defts
retracted—

Charles James pl̄t } Neither party appearing the Cause is dis- Liber B B
Hen: Woollchurch defe^t^ } mist w^th^ an Amerciam^t^ to the plaintiffe Vide fo: 220
according to Act of Assembly—

Robert Robins pl̄t } Ordred that this Cause bee dismist the writt
Rich^d^ Dodd def^t^ } being irregularyly serud & not appearing uppon
Record And that a new writt issue to warne the defend^t^ to appeare Vide fo:
att the next Prouinciall Court according to that Declarac̄on or pet^con^ 149: 161:
formerly entred in folio 149, and uppon the Bussiness now in Court 256: 257
tis Ordred by the Board that both plantiffe and defend^t^ to pay theire 258: 259:
Owne Charges— 260

Joseph Hosley plaint^f^ } the pl̄t sues as in his declarac̄on in folio 232 [p. 253]
Thom̄ Wilde defend^t^ } the dēft put's his Answere in writeing (uiz^t^)

To which I plead not Guilty & desires the proofe of the declarac̄on
Tho Wylde—

Att the request of the pl̄t James Eluard being Summon'd as wittnes and refusing to giue testimony uppon Oath is fined by the Court 500^lb^ tob: according to the Act in that behalfe Prouidinge Summons issued in Co^rt^ to warne Francis Armstrong to testifye in ditto Causo on behalfe of the plaintiffe. uide folio 232

Francis Armestrong depos'd in Court, not able to alleadge any thinge in the platfs Cause whereto hee was required and therefore dismist. The pl̄t not prouing his declarac̄on, the defendant Craues Non-suite which is granted by the board w^th^ Cost of Suite and an Amerciam^t^ to the plaint^f^ according to Act of Assembly

Margery Battin pl̄t } The writt not d̄d to the Sherriffe Ordered uide fo: 221
Thomas Bennitt dēft } that the Cause be dismist

Josias ffendall pl̄t } The plaintiffe sues as in his declarac̄on folio 221
Rich: ffowke deft } The defend^t^ by his Attorney Abraham Rowse
Confesseth Judgment, w^th^ an Amerciam^t^ to the defend^t^ according uide fo: 221
to Act of Assembly—.

Know all men by theis p^r^sents that I Richard ffowke who maryed the wid^w^ of Humphrey Haggett deceased doe Constitute and appoint my louing freinde M^r^ Abraham Rowse my true and lawfull Attorney for mee and in my name to Confesse Judgm^t^ unto Cap^t^ Josias ffendall Esqꝫ for twenty poundes sterling which is due to the foresaid Cap^t^ ffendall by Bill of Humphrey Haggett deceased and I doe rattifye & Confirme what my said Attorney shall doe as if I were p^r^sonally p^r^sent as wittnes my hand and Seale this 31^th^ March 1664—

Signed Sealed & deliuered Richard ffowke
In the p^r^sence of Vs
Henry Audred
the marke of
Thomas σ Abbott

Liber B B Reymund Staplefort pl̄f } Retracted wth Amerciam^{t} to the pl̄t, ac-
Vide folio 246 John Bayley defend^{t} } cording to Act of Assembly

Vide folio Jn^{o} Bayley pl̄f } Retracted ut supra wth Amerciam^{t} ut
247 Reymond Staplefort dēft } supra

The Court adjourns for an hour and halfe

[p. 254] Whereas Thomas Wynne entred into recoginzance of 10^{lb} and Henry Aspinall his Security for 5^{lb} (hauing the peace sworne against him by Adam Head) to keepe his Lordšps peace to all the people of
Vide fo: this Prouince and make his p^{r}sonall appearance att this prouin^{all}
256: 264 Court

Ordered that the said Wynne haue his said Bond deliuered up noe p^{r}son appearing to Object any thinge against him

John Hawkins pl̄t } The Plaintiffe Sues as in pet^{con} in folio 233
James Jolly defend^{t} } The defend^{t} puts in his Answere (uizt)

To the Gouerno^{r} and Councell of the prouince of Maryland in the prou^{all} Court setting

The Answere of James Jolly to the Declaracōn of John Hawkins

Whereas the said Hawkins declares that I James Jolley stands
Vide folio indebted to him in the Sum̄e of ffowrety ffiue thowsand ffowre hun-
233 dred thirety and Six pounds of Tobbacco, the which I Acknowledge to bee in part due onely some Eight or nine Thowsand pounds of tobacco Receiued by him in part of Sattisfaccōn which shall p^{r}fectly make appeare, And hauinge neuer denyed to make any Reasonable sattisfaccōn (Tobacco falling short) I humbly Conceiue the Riguor of my Bond stands not good in Law And therefore Humbly Craue I may haue the priuiledge of a Subject, and shall referre my Selfe to Justice and Equity, And pray for your Prosperity &^{c}

The defend^{t} produc'd receipt that hee had discharg'd in part of his obligacōn to the pl̄t the sume of 6251^{lb} tob: and one maide Seruant by name Debory Webb deliuered the pl̄t^{f} for 2000^{lb} tob: more in part of paym^{t}—

Perciuall Reed aged 31 yeares or thereabouts sayth that this deponant was Setting in the Kittchin and heard John Hawkins say to Debory, Speake to yo^{r} Dame and giue her high words that will bee the way to make her Sell yo^{w}, yes sayth Debory I will giue her all the bad language I Cann to gett Cleare of her, and on Satterday last was Seauennight this Deponant went with the said Debory to the Shoomakers and soe she was Sent for wth all speed to goe away wth M^{r} Armstrong to the Easterne shore and I my selfe sett her on board And further this Deponant sayth not

Sworne in Open Court
Daniel Jenifer

John Cooper aged 24 yeares or thereabouts sayth

Liber B B
[p. 255]

That Debory Webb was sent away by John Hawkins Order by Mathew Armstrong to the Easterne Shore as a Seruant belonging to the said Hawkins and further sayth not—

Sworne in Open Court
Daniel Jenifer

Deliuered in the Court by the plaintiffe—

An account of Damages wth Cost and Charge of Jn^{o} Hawkins since the last day of Octob^{r} 1663—

It. the hyre of sloope and mens hyre att 1000℔ of tobacco p̄ month	5000
ffor his owne Charge	2000
ffor non-paym^{t} of the tobaccoe	15000
The p^{r}mises Considered I referre my selfe to this hon^{ble} Court	22000

The pl̄t not prouing his damage, the dēft Craues a Iury which was granted. Warrant to Sherriffe to impanell a Iury Ret̄ forthwith

Sherriffe Returnes his writt, And warned

fforeman
George Thompson
William Roswell
Thomas Lomax
Thomas Wynne
Francis Riggs
Michaell Basey
Rob: Hendley
Thomas Bennitt
James Veitch
Thomas Hussey
Richard Dodd
Robert Chysicke

The Jurors Charge giuen is this (uizt)

What the defend^{t} (uppon Ballance of the whole) stood indebted to the plaintiffe. Theire Verdict return'd, (uizt)

It is the Verdict of the Jury that James Jolly pay unto M^{r} John Hawkins the Remaind^{r} of his principall debt without any other Dam̄ages then the Cost and Charge of Suite which remainder is thirety seauen thowsand one hundred and eighty ffiue pounds of tobaccoe and Caske—

And the Court Ordered the Verdict bee entred for th^{e} Judgm^{t} And 30℔ tob: p̄ head to the Jurors according to their demand—

Miles Cooke pl̄t }
Edw: West dēft } the pl̄t sues pro ut in pet^{con} in folio 231, specialty produc'd, and thereupon Judgm^{t} by the defend^{t} acknowledged—

This Bill bindeth mee Edward West my heires Executo^{rs} & Administ^{rs} to pay or Cause to bee paid unto Miles Cooke or his Assignes the full and Just Sum̄e of two thowsand pounds of good sound merchantable leafe tobacco & Caske to bee paid to the said Miles Cooke

uide folio 231

Liber B B or his Assignes upon the 13th day of Nouemb^{r} next ensueinge the date hereof as wittnes my hand this 13th May in the yeare 1663

Signed & deliuered
in the p^{r}sence of
Walter Waterling W his marke
Curtis Fletcher

the marke of
Edw^{d} EW West

[p. 256] Thomas Taylor pl̄t }
Jn^{o} Anderton dēft } Plaintiffe sues pro ut pet^{con} in folio 138 being dampnifyed 12000^{lb} tobaccoe The Court demanded whither hee was of age, his Answere now hee was, though not, last prouinciall Court The dēft puts him to the proofe of his declarac̄on denying hee burnt any howse of the plaintiffs or fell'd
Vide fo: 138 any trees uppon his land, objecting ag^{t} the pl̄ts Tytle to the said land, uppon which the board Caus'd the will of Will^{m} Eltonhead to bee search't for uppon Record but not found nor produc'd by the pl̄t^{f}, wherefore Non-suite was Granted by the board to the defendant wth Amerciam^{t} to the plaintf according to Act of Assembly

Thomas Taylor plaintf }
John Anderton dēft } Plaintiffe Sues pro ut pet^{con} in folio 139 and not prouing by any writeing or other
Vide fo: 138 testimony that there was such a Contract betweene him and the def^{t} as is alleadg'd in his declarac̄on, therefore non-suite granted ag^{t} the pl̄tf wth an Amerciament according to Act of Assembly—

Vide folio 230: 251 276 Jn^{o} Nuthall, plaintiffe }
Thomas Dent deft } sherriffe returnes writt not seru'd—

uide folio 231 Jn^{o} Langley pl̄tf }
Thomas Wynne deft } sherriffe Vt Supra—

Thomas Wynde as in folio 254 being bound ouer to his good behauiour and againe releas'd by the Court, Adam Head againe in
Vide fo: 254: 264 Court sweares the peace ag^{t} him. Ordred that the said Wynne enter in Recognizance to keepe his Lōpps peace &^{c}—

Court adjourns till 9 of the Clock Tomorrow morninge

The Court mett againe being the 6th Aprill 1664: all p^{r}sent as before.

Vide fo: 149: 161 252: 257: 258 295: 260: Robert Robbins pl̄tf }
Richard Dodd defend^{t} } the Cause being yesterday dismist both partyes Came wth Joynt Consent Whereuppon they Joyn'd issue, & the Cause re-heard to abide the Judgm^{t} of the board uppon the merritts of the whole Cause, whereupon the plaintiffes pet^{con} was read ut est in folio 149—the defend^{t} puts in his answere—

To the hon^{ble} Gouerno^{r} and Councell of Maryland the humble replicac̄on of Richard Dod to an accōn of Trouer and Conuersion Commenced ags^{t} him by Robert Robins sheweth

Liber B B [p. 257] That the word Trouer as wee humbly Conceiue is a word deriued from the ffrench word Trouuer which in Our English tounge signifyes to finde and in Our Cōmon law (as wee humbly conceiue) signifyes an action which lyes ag^{t} a man that hauing found anothers Goodes refuseth to deliuer them upon Demand therefore wee humbly desire that the said Robins may bee Compell'd to proue the Trouer, and in Case hee fayleth thereof wee humbly Craue an abatement of the writt wth Cost and Charge of Suite—

Nouemb^{r} 26th 1663

According to Commission to Vs directed, from the Leiueten^{t} Generall of this Prouince of Maryland bearing date the 13th of this instant were Sworne William Hall John Neuill Jn^{o} Boules Daniel Wind Sarah Doughlas and Elioner Morrice as foll̄:

Wittnes this Our handes Tho: Mathews
Henry Addams

Will^{m} Hall aged 29 yeares or thereabouts Sworne & Examined in a difference depending betweene Robert Robins and Richard Dod in an accõn of the Case of trouer and Conuersion sayth, about 3 yeares agoe this last Summer about Cyder time which hee thinkes was about the last of July or the beginning of August being att John Neuills howse hee the said deponant going homewards did see a Mare by the fence of Thomas Bakers which was Called Robert Robins Mare and afterwards hee the said deponant did see the same Mare by Cap^{t} Jenkinses plantacõn wth other Mares of M^{r} Prescotts about 2 or 3 monthes after the time which hee did first see her and further sayth not— uide folio 230

John Bouls aged 48 yeares or thereabouts sworne & Examined in a difference depending betweene Robert Robins and Richard Dod in an accõn of the Case of trouer and Conuersione sayth that about 2 yeares agoe Robert Robins and Richard Dod att William Boulses howse were discoursing concerning a Mare that the said Robins had lent the said Dod, and the said Dod denied that euer hee had borrowed any Mare of him whereupon M^{r} Smyth being in the howse told him if hee did not borrow the Mare nor hyer the Mare it was a worsse bussiness for that One might suffer and the other loose his Mare for Ought that hee knew, and that the said Dod should reply if hee should see the Mare againe att his doore hee would not take her up, and further sayth that hee this deponant went wth the said Robins in search of the said Mare and also sayth that Robert Robins did say that hee deliuered her into the said Dods owne handes bridled and sadled and further sayth not—

[p. 258] Daniel Wind aged 21 yeares or thereabouts sworne & examined in a difference depending betweene Robert Robins and Richard Dod in an accõn of the Case of Trouer and Conuersion sayth that the Mare that was called Robert Robines hee faught out of the tobacco

Liber B B howse and that she was afterwards sadled and bridled and that Richard Dod afterwards had her into his Custody and that hee neuer see the Mare returne againe & further sayth that the Mare was put up in the tobacco howse for Robert Robinses Vse and the Widdow Weekes and further sayth that Robert Robins did desire Rich: Dod to call att Capt Jenkinses for a Rope to secure the Mare, and att prsent Remembreth not and further sayth not—

Jn° Neuill aged 50 yeares or thereabouts sworne & examined in a difference depending betweene Robert Robins and Richard Dod in an accōn of the Case of Trouer and Conuersion sayth that hee saw a mare that was loose in the woods by Thomas Bakers fence and as they say hee had not come up wth the Mare but the Widw Weekes lent it him and to the best of this deponants sight the said Dod did endeauoure to Catch the said Mare, and the said Dod did desire John Blackwell to helpe him Catch the said Mare and the said Blackwell went after her and did turne her and they could not Catch her—and further sayth not

Sarah Doughlas Sworne and Examined in a difference depending betweene Robert Robins and Richard Dod in an accōn of Trouer and Conuersion sayth that ther was a discourse about the Mare att this depondts howse and that Rob: Robins asked Richard Dod whether hee would looke after the Mare and the said Dod replyed that hee would not take her up if hee see her att his Doore and further sayth not—

Elioner Morrice aged 21 yeares or thereabouts sworne and examined in a difference depending betweene Robt Robins and Richard Dod in an accōn of trouer & Conuersion sayth that she was a liuer in Thomas Bakers howse and that she did see a Mare or a horse or some such thinge and Richard Dod went to Catch this Mare and that hee carryed 2 eares of Corne wth him to Catch the Mare but could not Catch her, Mr Neuill asked him whose Mare it was and hee said Dod said it was Robert Robins Mare and further saith that Richard Dod did say that either Rob: Robins or the Widdw Weekes did lend it him but which of them it was this Deponant remembreth not—And further sayth not—

[p. 259] The deposition of Edmund Lindsey Sworne this 9th ffeb: 1663

This Deponant sayth that about 2 yeares and a halfe agoe hee Came to Mr Gerrards plantacōn att West Wood to looke after a Mare that went away from Mr ffowkes and the Seruants and Ouerseere there told this Deponant that they saw this Deponants Mare that hee looked after, and Rob: Robins Mare and another horse of Mrs ffowkses alltogether, and they told this deponant that the next morning they would send some with hime this Deponant and helpe him to Catch them that hee might bring them home And the next morning goeing they prsently found them all and Robert Robins

Mare was then wth them and giuing her the said Robins Mare Corne Liber B B
this depon^{t} caught her by the foretopp, but she flowng away from him and soe catcht none of them And hee neuer heard or could see any of the said Mares till Aug^{o} following and then M^{r} Trumane comming to M^{r} ffowks formerly M^{r} Chandlers told this deponant that hee saw such strawed Mares att Petuxent where John Cornelius liued and happyly they may bee the Mares, this deponant enquiring after and goeing along with M^{r} Truman they found the Mares there and Robert Robins Mare had a Mare ffoale wth her the Mare was a darke Bay, and the ffoale of a mouse Culler and the mare had a little slitt or a little bitt taken of, of one of her Eares as neere as this deponant could Guesse and now remembers, But hee this Depon^{t} brought M^{rs} ffowkes Mare home wth hime leauing Rob: Robins Mare there and neuer saw her since and further this deponant sayth not

Jurā Cor̄ mee
W^{m} Bretton

the marke of
Edmund X Lindsey

The defend^{t} Craues to know whether any of the plantiffs euidences can or doe Sweare soe positiuely (or rather desperately) that, that was Robert Robins Mare that hee pretends to haue lent us, and not that Mare Rob: Clarke Esqꝫ recouered of him hee the said Robins himselfe the Pretended Owner affirming it to bee his, and the uery Same hee alleadged wee had of his in Our possession

The defend^{t} likewise humbly requesteth this hon^{ble} board that the plaintiffe may bee enforced to proue that wee haue his mare and that wee Conuert her to our owne use as hee hath declared ag^{t} Vs in his declarac̄on–Wee humbly Conceiues Our Selues to be acquitted and by the said Robins sufficiently discharged from any Claime the said Robins hath or euer had against us for a Mare by the said Robins himselfe as more att large will appeare by the Oath of M^{r} Tho: Hussey Henry Neale and W^{m} Gether—

After much Controuersie the Board thought good to impannell a [p. 260]
Iury to take into theire Considerac̄ons the whole Bussiness depending betweene Rob: Robins and Richard Dod—

Warr^{t} to sherriffe to impannell a Jury ret̄ forthwth sherriffe returnes his writt & warned

ffforeman
Walter Peake
Rob: Hendley
Geo: Newman
James Veitch
Thomas Bennitt

John Anderton
Francis Armstrong
James White
Samuell Garland

ffran: Riggs
Geo: Beckwith
Rob: Chysicke

After long debate the Jurors came into Court and demand 30℔ tob: p̄ head as was allowed that former Iury inter John Hawkins pl̄t James Jolly defend^{t}–which was allowed and granted by the Boarde–then they deliuer in theire Verdict as followeth (uizt)

Liber B B Wee finde for the plaintiffe a Mare in kinde not exceeding the age of 7 yeares and One thowsand pounds of tobaccoe with Cost of Suite—

And the Court Ordered the Verdict bee entred for the Judgment—

By Vertue of a Speciall Writt from the Gouerno^{r} for Jeremy Whytherill

Cap^{t} Rob^{t} Cooke plaintiffe } the pƚt being called to the board and by
Jeremy Whytherall deft } them demanded what hee had to alleadge, Answered that fourteene hogsheads of tobacco the said Whytherell did carry away of the pƚts wth intent for New England The dft. denyes hee had any tobaccoe from the pƚf: or by his Ord^{r} but by Order from Jn^{o} Hawkins–the said Hawkins denyes hee had Order from hime–then Oath being tendred the said Jeremy Whytherill aged twenty foure yeares or thereabouts sworne in open Court saith That John Hawkins did deliuer this depon^{t} some notes wth Ord^{rs} for the receiuing the said tobaccoe which was by this Deponant in Court produc'd—

Daniel Jenifer

The said Hawkins againe denyes it, And saith that those notes hee gaue to the pƚt. Rob: Cooke for the receiuing the said tobaccoe this deponant the deft farther declares upon Oath that the plaintiffe did first giue him notes for the said tobaccoe (by Ord^{r} from M^{r} William Dorrington to whom the said tob: was Ordered from the said Jn^{o} Hawkins) but sometime after the said Hawkins tooke the said notes of the plaintiffes from hime and said his notes was the more [p. 261] proper & authenticke, And gaue him other Orders by which hee was to receiue & did receiue the said tobaccoe. And being demanded of him what hee was to doe wth the tobaccoe, said hee was Ordred by M^{r} Hawkins to carry it to the said Hawkins howse att the Menadoes.—after many disputes each p^{r}son was left to seeke his owne remedy &^{c}.

To the hon^{ble} the Gouerno^{r} and Councell of Maryland—

the humble pet^{con} of Mary Bateman Sheweth

that she hath Seuerall Suites depending in this hon^{ble} Court the prosecuc̄on whereof she intrusted Cap^{t} Thomas Manning with, Who likewise hath part of her papers who is returned home and left her bussiness–Yo^{r} pet^{r} therefore humbly Craues this hon^{ble} Court to referre those Causes wherein she is Concerned unto the next Prou^{all} Court in regard Cap^{t} Manning is gone and she not Capable to effect it her Selfe And yo^{r} pet^{r} shall pray &^{c}—

In the Cause of Mary Bateman pƚf, who the last prouinciall Court craued an Attachment ags^{t} the Estate of Richard Wright merc^{t} deceased Came Nic^{o} Spencer, Attorney of the Relict of the said Wright and Requesteth to haue that Attachm^{t} wthdrawne hee putting in security to answere to the demand of the said Bateman and abide Judgm^{t} of this Court therein which was granted, and thereupon Respited till next Prouinciall Court— Liber B B uide fo: 216 218

Symond Carpenter pl̄tf
Mary Bateman dēft } Ordered pro ut pet^{con} that it bee referr'd till next Prou^{all} Court— uide folio 149: 194 195:

Thomas Smoote pl̄t
Margery Battin dēft } This Cause retracted— uide 222

Mary Bateman pl̄t
Augustine Herman deft } This Cause dismist neither pl̄t nor dēft appearinge Vide fo: 216 219: 252: 271

Mary Bateman pl̄t
Nic^{o} Gwyther defend^{t} } Sherriffe ret̄ writt non est inuentus— uide 234

Geo: Reed pl̄t
Mary Bateman dēft } respited till the Estate of Belchers Orphans be setled uide 233:

Mary Bateman pl̄t
James Jolly def^{t} } the plaintiffe not appearing, by Consent of the defend^{t} the Cause respited till next pro^{all} Court— Vide 241

Pope Aluey pl̄t
James Veitch } the plaintiffe being und^{r} restraint, Ordred it bee respited till next Prouinciall Court— Vide fo: 222

John Sheppard pl̄t
Thomas Bennitt d̄ft } the pl̄t declares by his Attorney as by pet^{con} in folio 231, producing the d̄fts specialty which was by him acknowledg'd to bee his Act and deed, but alleag'd that part of the said Bill is sattisfyed, being not Prouided to make proofe of what is sattisfyed, therefore Craues reference till next Prou^{all} Court, Whereupon Ordered that reference bee granted to the defend^{t} till next pro^{all} Court, then and there to proue his alleadgment or Judgm^{t} to passe—the defend^{t} Summons one wittness in this Cause who saith that there was tobbacco paid for the Vse of Jn^{o} Sheppard but how much or uppon what accompt hee doth not possitiuely declare— [p. 262] uide folio 231 250 271 277

Jn^{o} Pitt p^{r} Attorney
Geo: Beckwith plaintife
Will^{m} Singleton def^{t} } the defend^{t} alleadging that hee had no Coppy of the pl̄t^{s} declarac̄on (it being not timely entred in the Office) therefore Craues a Non-Suite which by the Board is granted wth an amerciam^{t} to the pl̄t. uide 237 and 248

Rob^{t} Chysicke pl̄t
Geo: Bickwith defend^{t} } This Bussinesse retracted— uide folio 232

Liber B B uide folio 242

Thomas Wynne pl̄t
W^{m} Hollingworth
by his Attorney
Tho: Dent dēft

the pl̄t sues as in pet^{con} folio 242, Craues a Iury which was Granted–Warr^{t} to Sherriffe to impannell a Iury ret̄: forthwith
Sherriffe returnes his writt and warned—

Foreman George Thompson
W^{m} Roswell
ffran: Armstrong
Thomas Innes
Rob: Chysicke
George Beckwith

Samuell Garland
Joseph Horsley
James White
Daniell Clocker
Rob^{t} Hooper
Rob^{t} Robins

The Jurors hauing theire Charge giuen wth the Seuerall depositions deliuered by the pl̄t,–retir'd—

Walter Pake aged 55 yeares or thereabouts Sworne this 19th day of January 166¾ sayth—

That sometime in ffeb: last M^{r} William Hollingworth and M^{r} John Hammond being both together att this depon^{ts} howse, this Depon^{t} then desired M^{r} Hollingworth to forbeare him two hogshead of tobaccoe till there came a Season that hee might pay him, for which two h̄h̄gs of tob: M^{r} Hammond had passed his note the said Hammond being uery Vrgent with this Depon^{t} for the same, which moued him to speake to M^{r} Hollingworth about it, and M^{r} Hollingworth [p. 263] replyed and told this depon^{t} that M^{r} Hammond had allready paid him that tobaccoe and all other tobacco which the said Hammond ought to him, and further that the said Hollingworth was indebted to the s^{d} Hammond ffifteene or sixteene hundred pounds of tobacco—

Sworne before mee Walter Pake
Will^{m} Bretton

The Deposition of Will^{m} Price aged 25 yeares or thereabouts Saith that M^{r} Will^{m} Hollingworth being att a Court held at Newtowne wth M^{rs} Lee after hee came back it being about ffeb^{o} last or thereabouts, this Depon^{t} asked for a discharge of the s^{d} Hollingworth for 2500^{lb} tob: that Mistris Lee had Ordred him and M^{r} Hamond then paid. Hee said I am Ordred and haue notes for the tobaccoe from M^{r} Hammond But cannot as yet discharge yo^{w} howeuer yo^{w} see I demand not the tobacco of M^{rs} Lee, And further this deponant saith not W^{m} Price

Jurat in Coram
W^{m} Bretton

August 24th 1663

Hannah Lee aged 50 yeares or thereabouts Came before mee and Sweareth that being att a Co^{rt} held att Newtowne in ffeb: last John Hammond came to mee and told mee how that hee had paid unto M^{r} Will^{m} Hollingworth fiue & twenty hundred pounds of tob: for my Vse and called the said Hollingworth to mee and the said Hollingworth did acknowledge the same and further saith not Liber B B

Sworne by the said
Hannah Lee the day and
yeare abouesaid
Philip Calvert.

the marke of
Hannah **H H** Lee

The Jurors in the Cause aforesaid returnes theire Verdict–(uizt) The Jury findes for the plaintife two thowsand ffiue hundred pounds of tobaccoe and Caske wth Cost and Charge of Suite–Ordred by the Board the Verdict bee entred for the Iudgm^{t}—

The Iury in the bussinesse of M^{r} Hollingworth and Thomas Wynne doe Assigne ouer theire Charge, it being three hundred & sixty pounds of tob: towards the building of a State howse–Ordred the Jurors Charge bee accordingly entred Daniel Jenifer

[p. 264]
Vide fo: 254: 256

Thomas Wynne as in folio 254 & 256 hauing the peace the second time Sworne ag^{t} him, is againe released, by Composition of both partyes.

The Court adjournes for an hour

Court meets againe—

Vide fo: 208 209 252

Thomas Dent pl̄t } this Cause yesterday (att the instance of both
Ant^{o} Griffen dēft } partyes) respited till this morning, And againe called but the defend^{ts} Attorney Abraham Wattson not appearing by reason of urgent Occasiones deterring hime as was to the board showne. Therefore Ordered that this Cause bee respited till next Prouinciall Court—

There being no more Bussines the Court broke up. And the Leiuetent^{t} Gener^{ll} apōinted the next Prou^{all} Court to bee houlden on the first Twesday in May, being the thirde Day thereof.
Daniel Jenifer Clarke

Boundes of a parcell of land

Lying on the south side of Petuxent Riuer neer or uppon a Creeke called Shouley Creeke and on the north side of the said Creeke beginning att a marked Pokicory standing neer the foott of a hill bounding on the East wth a line drawne north from the said Pokicory und^{r} the hill the length of One hundred and twenty perches to a marked Oake by a Creeke Called the Indian Creeke on the north wth the said Creeke on the west wth the said Riuer on the south wth the said Shouley Creeke Containing and now laid out for ffowre hundred acres more or lesse—

Liber B B The Conueyance of the abouesaid parcell of land was acknowledged and made ouer by Will^m^ Dorington of Petuxent Merchant and Ann his Wife unto William Groome of the said place plant^r^ to hime and his heires for euer, thus done and Assigned the 5^th^ day of Aprill 1664 in Open Court— Daniel Jenifer Clke

1664 Aprill 6^th^ Came Thomas Pryer and desired the marke of his Cattle may bee Recorded which is a Swollow forke of each eare and a halfe moon und^r^ the right Eare—

6^th^ Came Mathew Rhodham and desired the marke of his Cattle may bee Recorded, which is a Cropp of the Right Eare and ouer keeled—

[p. 265] A list of the papers sett up this Prouin^all^ Court of those that are to depart the Prouince. And of those that Sue for Quietus Est Vppon Administracons

These are to giue notice to all whom it may Concerne that Jn^o^ Price and John Boyce Administrato^rs^ of the Estate of Cap^t^ Ralph Story demands Quietus Est uppon theire said Administracon, they hauing paid all what the said Estate was Appraysed att, if any one therefore cann alleadge any thinge why they should not haue their said Quietus Est granted them lett them underwrite—

Nott Vnderwritt

These are to Certifye all whom it may concerne that I John Reed am by Gods Grace bound for England this p^r^sent shipping if any cann Challenge any Just debt or otherwise hee is ready to make honest payment Not underwritt

April 5^th^ 1664

John Watts Sett up his name in the Court howse to signifye that hee is intended to depart this prouince— Not underwritt

These may Certifye whom it may Concerne that George Holmes is intended for England this shipping if any one haue any thinge to Alleadge to the Contrary let them underwrite theire names and I shall giue them Sattisfaccon–Certifyed by the Clarke of Caluert County that no man hath underwritt

Wee doe ingage Our selues to see all Debts due from George Holmes to any p^r^son or p^r^sons in this p^r^uince, for wee are Confydent hee owes none excepting the passe which wee will see sattisfyed as wittnes Our handes this 20^th^ day of Aprill 1663—

Mathew Stone
James Veitch

These may Certifye all whom it may Concerne that M^r^ Samuell Withers of this Prouince hath sett up his Certifficate of his departure for England this shipping att the County Court att Ann Arundell the 10^th^ day of Nouemb^r^ 1663

Teste me Andrew Skinner Cler Com

John Hawkins d̄d̄s writt of Execuc̄on agst the Estate of James Jolly for 37185℔ tob: according to Judgmt 6th Aprill last Liber B B [p. 266]

Writt to the Sherriffe of St Marys County to Leauy &c according to Order. 1664 Aprill 12th

	℔ tob.
To Jno Hawkins 3 dayes attendance att 30℔ p̄ day . .	90
	37185
	37275

uide folio: 254

Executed by Vertue of an Ordr of Court passed against James Jolly the 6th day of Aprill 1664 and execuc̄on granted thereupon bearing date the 12th day of Aprill 1664—

Executed and apprased by Mr John Nuthall and Daniell Clocker hauing first taken theire Oathes to make a true Appraysmt Aprill the 20th 1664 for the answering the Execuc̄on. Vide folio 254

	℔ tob:
One Small boate	500
One Sloope & Contents rigging grapling &c.	6500
One negro Serut man One ditto woman . . . two ditto Children . . . } 4 negroes	12000
One mayd Seruant	1500
Seuerall peces of brass 4 peces	350
One Boy Seruant	1000
2 Cowes & Calues by theire Sides	1000
4 Yearling heifers	800
Executed the 21th Instant	
One bill of Mr Whites	400
One man Seruant	1800
One harness for horse	150
5 yds & ½ of redd Cloth att 70℔ p̄ yard is	385
One feather bed and boulster Curtaines and Vallaines two blanckitts one rugg 2 Chafin dishes a brass skimmer one gallon pewter pott 3 halfe gallon potts One quart pott 14 yards diaper 9¾ blew streaked stuffe two wooden Canns, these prticulers wth the prizes were agreed uppon by Consent of both partyes att	2600
by Tobaccoe in Mr Willm Smyths hand	3000
Two barrills of tarre qt 40 gallons each barrill att 320 p̄ barrill	640
6 grey Suites att 150	900
a Childs Coate	90
a parcell of thread buttons att	50
	33665

Liber B B [p. 265]

	℔ tob:
Broaght from the other side	33665
A parcell of Leather buttons	20
2 shorte Coates	200
5 yds ½ broad Cloth att 60 p̄ yde	330
a Coate and breeches	150
a black suite	200
12 p^{r} Childrens hose at 7 p̄ paire	84
10 p^{r} boyes hose att $10^{\text{℔}}$	100
8 p^{r} Childrens shooes att $15^{\text{℔}}$	120
23 yds buckrum att $8^{\text{℔}}$	184
1 pewter dish att $80^{\text{℔}}$	80
a nest of boxes q^{t} 14 in number att	70
11½ yds buckrum att 7 p̄ yde	80
a parcell of greene Ginger and Caske att	170
a pound of black thread	20
a pcell of breast buttons	30
a pcell of hookes and Eyes	120
7 tapps	14
15 fish hookes	30
a baskitt	4
a remnant of Cloth	16
2 Chests	300
a Cowtch	100
a table frame and 3 formes	250
an Iron dripping parin	60
a brass Kettle	300
12 Joynt stooles att 20	240
5 wainscoat Chaires att	100
2 Chaires att	30
a table and frame	300
	37367

This is a true and Iust appraysment of all the perticulers in this paper as wittnes both Our handes the day and yeare abouesaid: 37367

John Nuthall
the marke of
Daniell **D C** Clocker

The Depositione of Jn^{o} Anderton

This $depon^{t}$ aged 36 yeares or thereabouts sworne & examined Sayth that about the 28th of March in the yeare 1655 att Seauerne M^{r} William Eltonhead Called to him this Deponant and desired him
[p. 268] to take notice of what hee then said, as to the disposing of his Estate, was and should stand for his last Will hee being a Prisoner, and hauing the Benifitt of paper and inke which caused him to declare by word of mouth to which this $Depon^{t}$ was a wittnes as followeth—

Imp^{r} that hee left his land and p^{r}sonall Estate to his wife att her disposing, and farther did desire his said wife to bestow on Robert and Richard ffenwicke something as a remembrance of him— Liber B B

Taken before mee this John Anderton
9th Aprill 1664—
Charles Caluert.

Mary Bateman the Executrix of John Bateman Esq̧ deceased d̄d̄s writt ag^{t} Nic^{o} Spencer the Attorney of Ann the Relict of Richard Wright in an accōn of the Case to the uallue of 3000℔ tob:— Aprill 6th

Warr^{t} to sherriffe of s^{t} Marys County to arrest &^{c}. ret̄ to the next Prouinciall Co^{rt} 3^{d} May next uide pet^{con} folio 218

Nicholas Spencer the Attorney of Ann Wright the Relict of Richard Wright deceased d̄d̄s writt ag^{t} Mary the Executrix of John Bateman Esq̧ deceased in an accōn of the Case to the uallue of 12162℔ tob: ditto die

Warr^{t} to Sherriffe of Caluert County to arrest &^{c} ret̄ next Pro^{all} Court 3^{d} May next—

To the honble Gouerno^{r} and Councell in Prou^{all} Court Assembled The humble pet^{con} of Nic^{o} Spencer Attorney of Ann Wright the Relict of Richard Wright deceased–Sheweth—

That Jn^{o} Bateman Esq̧ deceased was endebted to Richard Wright by accompt to the uallue of 12162℔ tob: as relac̄on thereunto had may more att large appeare which said accompt of 12162℔ tob: Mary the Executrix of the said Jn^{o} Bateman doth refuse to sattisfye or allow thereof to the greate dam̄age of the said Ann Wright– Wherefore yo^{r} pet^{r} Craueth Ord^{r} of this hon^{ble} board for paym^{t} of the said 12162℔ tob. uide letter of Attorney in folio 248

Josias ffendall Esq̧ d̄d̄s writt of Execuc̄on ag^{t} the Estate of Richard ffowke for 20℔ sterling according to Judgm^{t} past the 5th Aprill p^{r}sent. Writt to Sherriffe of Charles County to Leauy &^{c} according to Order, besides the amerciament and Judiciall Charges being 159℔ tobaccoe— ditto die uide 253

Cap^{t} Myles Cooke d̄d̄s writt of Execuc̄on ag^{t} the Body of Edward West for 2000℔ tob: wth Caske according to Judgm^{t} past the 5th Aprill 1664. Writt to Sherriffe of s^{t} Marys County to Leauy &^{c} according to Order–besides these Judiciall Charges [p. 269] Aprill 6th

To Americam^{t}	50			
dem^{d} and warr^{t}	23			
Pet^{n} and entring	16			
Ord^{r} and Judgm^{t}	16	159		uide 255
Exec̄on writt	23	120	Cap^{t} Cooks attendance	
To the Sherriffe	15	——		
Coppy of the pet^{con}	16	279		

To the Sherriffe of S^{t} Marys County

Liber B B ditto die Thomas Wylde d̄d̄s writt of Execuc̄on for Judiciall Charges agst Joseph Hosley for his and his wittnesses attendance wth Sherriffes and Clarks ffees amounting to the totall 910lb tob: as p̄ the prticulers uide 253 exprest in the said writt to bee d̄d̄ to Frances Riggs Writt to Sherriffe of Caluert County to Leauy &c according to Order—

8th Francis Pope d̄d̄s writt agt Henry Adams in an accōn of the Case to the uallue of 3000lb tob:

retracted ut Vide fo: 274
The same agt Zachary Wade
another agt Wm Marshall
ditto agt Walter Beane
} in an accōn of the Case to the uallue of 3000lb tobaccoe Seuerall warrts to Sherriffe of Charles County to arrest &c ret̄. next proall Court 3d May next

Francis Pope pl̄t
Henry Adam dēft
} the pl̄f declares agt the dēft in an accōn of the Case, for hauing Contrary to law disanull'd and made uoyd an appraysmt Legally made, and the Apprayser being Sworne before Mr Joseph Harrison one of his Lōps Commrs for the County of Charles whereby the pl̄t is dampnifyed in fact 3000lb tob: or thereabouts

For which said Sum̄e of 3000lb tobaccoe the plantiffe humbly Craues Order from this honble board wth dam̄ages & Cost and Charge of Suite–And hee shall pray &c.

The like declarac̄on Verbatim deliuered the other three defendts uppon arrest—

uide 221 Margery Battin d̄d̄s writt against Thomas Bennitt accōn of debt to the uallue of 3540lb tob: writt to sherriffe St Marys County to arrest &c ret̄: 3d May next Proall Court

[p. 270] Aprill 15th Hugh Standley d̄d̄s writt against Thomas Pagett in an accōn of the Case of slander to the uallue of 30000lb tob:—

Warrt to Sherriffe of Caluert County to arrest &c ret̄ next proall Court 3d May next

Hugh Standley pl̄t
Tho: Pagett defendt
} the pl̄t declares agt the defendt in an accōn of the Case of slander for that the defendt sometime in Feb: last past att a store kept att Jno Grammers howse neere St Leonards Creeke in Caluert County afore a greate Company of people the said defendt did there and then falsly and maliciously slander the pl̄t the dēft calling the pl̄t Knaue Cheating Knaue and that the dēft would proue the pl̄t a Cheating Knaue and other odious words to the pl̄ts dam̄age—

Now soe it is the pl̄t has been in actuall Seruice for the Lord Propr and for many yeares past Commissionated to bee a Justice of peace in the place where the pl̄t receiued these false and malicious words from the dēft and therefore the pl̄t sayth in ffact he is dampnifyed in his Credit Thirety thowsand pounds of tobaccoe and Craues Redress of this honble Court wth Cost of Suite–And hee shall pray &c

Sometime in ffeb: 1663 att the house of John Grammers Wee did heare Thomas Pagett Call M^{r} Standley Cheating Knaue and did say hee would proue it and other Odious words, and all was Concerning a Bill of Giles Sadleirs as wittnes Our handes this 24th ffeb: 1663 Liber B B

Mathew Stone
James Veitch

Att the same time I heard Thomas Pagitt say to M^{r} Standley that hee was a Cheating Knaue and would proue hime soe as wittnes my hand Tho: Sprigg—

Robert Kingsbury d̄d̄s writt ag^{t} Thomas Pagett in an accōn of the Case— ditto die

Warr^{t} to sherriffe of Caluert County to arrest &^{c} Ret̄ next Pro^{all} Court 3^{d} May next

Summons issued in ditto Causo to warne Hugh Standley and William Graues to testifye &^{c} uppon perill of each forfeiting 500^{lb} tob: to the Lord Proprietary Ret̄ ut Supra—

To the hon^{ble} Gouerno^{r} & Councell of the prouince of Maryland— [p. 271]

The humble pet^{con} of Robert Kingsbury Sheweth

That whereas yo^{r} pet^{r} hauing bought of Thomas Pagett a certaine parcell of land the quantity of two hundred acres more or lesse and yo^{r} pet^{r} hauing fully Sattisfyed the said Pagett for the said land as by Bill of Sayle may more plainely appeare and yo^{r} pet^{r} demanding possession of the said land of the said Pagett is now denyed—

Wherefore yo^{r} pet^{r} humbly Craues Order of this hon^{ble} Court for the said land wth dam̄ages & Cost of Suite and hee shall euer pray &^{c}—

Proclamac̄on By the Leiuetenn^{t} Generall of Maryland

Whereas att the last Prou^{all} Court houlden att S^{t} Marys for this Prouince on the fifth day of this p^{r}sent instant the next Pro^{all} Court was then appointed to bee held on the first twesday in May following being the thirde day thereof—

Now forasmuch as the houlding of that Court on that day appointed will proue uery inconuenient when as the Gouerno^{r} and Councell cannot then Conueniently meet together, Being pressed wth some Vrgent Occasiones of the prouince which cannot suffer delay—

These are therefore to giue notice to all p^{r}sons whom it may Concerne, that I haue adjourned the said Court to bee held on the thirde day of May as aforesaid, untill the second twesday in June next being the 14th day thereof, And all writts and other Processe issued for that Court intended to bee houlden on the thirde day of May shall bee returnable on the 14th day of June as aforesaid. Giuen und^{r} my hand this Sixteenth day of Aprill 1664—

Liber B B April 19th Vide folio 241 Mary Bateman the Executrix of John Bateman Esqꝫ deceased d̄d̄s writt against Samuell Chew in an accōn of debt to the uallue of 1035lb tob: warrt to Sherriffe of Ann Arundell County to arrest &c Returnable next Prouall Court 14th day of June next

21th uide folio 260 Robert Robbins d̄d̄s writt of Execucōn agt the Body of Richard Dod for One Mare not exceeding the age of 7 yeares and One thowsand pounds of tobacco wth 2876lb tob: Judiciall Charges, according to an Ordr past 6th Aprill prsent, warrt to Sherriffe &c

[p. 271-A] Richard Wroth aged 32 yeares or thereabouts Sworne this 29th day of Aprill 1664, Sayth—

Vide 231 250 262 That about January 1662, Jno Sheppard Marriner did Sell unto Thomas Bennitt One maide Seruant by name Sarah Jones for which hee past his bill for 1700lb tob: and moreouer and aboue sold him as much linnen as Came to One hundred and fifty pounds of tobaccoe and 3 gallons of dramms One hundred and fifty more being in all two thowsand pounds of tobaccoe but did not pass his bill for the 300lb tob: it being to bee discharg'd by it selfe And further Saith not

Corā me Willm Bretton

Curtis ffletcher aged 23 yeares or thereabouts sworne the day abouesaid sayth–the same as abouesaid wth Richard Wroth and that the Perticulers abouesaid was deliuered in the prsence of this Deponant, and further saith not— Corā me Willm Bretton

May 3d Mary Bateman the Executrix of John Bateman Esqꝫ decd d̄d̄s writt agt Nicholas Gwyther in an accōn of the Case uppon Assumpsit to the uallue of 1574lb tob:—

Vide folio 234: 261 Warrt to Sherriffe of St Marys County to arrest &c rēt next proall Court 14th June next.

ditto die Ditto Bateman d̄d̄s writt agt Augustin Herman in an accōn of debt uppon accompt to the uallue of 5000lb tob: and ffiue pn̄ds sterlinge

Vide folio 216 219: 252: 261 Warrt to sherriffe of Baltemore County to arrest &c rēt next proall Court 14th June next

5th William Marrow d̄d̄s writt agt John Pollard in an accōn of the Case, to the sherriffe of Caluert County to arrest &c, rēt next proall Court 14th June next

5th: March 29th 1664/To the Honble the Leiuetent Generall

Layd out for Thomas Courtney of this Prouince plantr by Tho: Taylors Consent out of his deuidend of little Eltonhead a prcell of land Called Taylors gift lying on the westerne side of the riuer of Petuxent, beginning att a marked white Oake neer the Pond att

Ceeder point, and running up the said riuer by a line drawne north west, and by west for length, One hundred Eighty two perches to a marked white Oake and from thence by a line drawne south west and by south for breadth Eighty Seauen perches to a marked Hickory and from thence by a line drawne South East and by East for One hundred Eighty two perches, to a marked black walnutt and from thence to the first marked white Oake Containing and now laid out for One hundred acres of land more or lesse— Liber B B Vide fo 272 [p. 272]

Jerome White Suru^r^ Gena^ll^.

Know all men by these p^r^sents That I Thomas Taylor of Caluert County Gent^n^ haue of my Owne uoluntary and free motion, And for the affeccõn that I beare unto my Brother in law Thomas Courtney and Sarah his wife, Giuen and granted and by these p^r^sents doe for mee my heires executo^rs^ and Administrato^rs^ Giue Grant and bestow unto the said Thomas Courtney and Sarah his wife his & theire heires and Assignes for euer One hundred acres of land scituate lying and being in the Deuident of little Eltonhead Butted and bounded as p̄ Certifficate of Suruey und^r^ Jerome White Esq^s^ hand being Suruey^r^ Generall may appeare, To haue & to hould the said land w^th^ all and Singuler the appurtenances unto the said Thomas and Sarah theire heires and Assignes for Euer—

Prouided that if the said land shall happen to bee sold by the said Thomas or Sarah then I or my heires Suruiuing att the time of Such disposall to haue the first refusall of the Same, And in Case both the said Thomas and Sarah dye w^th^out issue, then I or my heires Suruiuing to haue the said land againe, paying what two indefferent men shall apprayse it att, Further reseruing the yearely rent of One barrill of Corne Indian to bee paid mee and my heires by the possessor or possessors of the said land On the Natiuity of Our Lord euery yeare or w^th^in twenty eight dayes, else Lyberty for mee and my heires to re-enter, And the p^r^mises to injoy and possesse againe Any thing theretofore granted to the Contrary notwi^th^standing And I doe further for mee my heires Executo^rs^ and Administrat^rs^ promise and grant unto the said Thomas and Sarah that they theire heires and Assignes shall peaceably and quietly inioy the said for euer w^th^out any lett or molestac̄on by Vs or any of Our Procurem^ts^. In wittnes whereof I the said Thomas Taylor haue hereto put my hand and Seale this eleauenth day of May 1664— Tho: Taylor locus sigilli Vide fo: 271

Signed Sealed & deliuered
In the p^r^sence of Vs
Will^m^ Price
Joseph Anderton

Then Came Thomas Hewes of S^t^ Marys County Cooper and desired the marke of his Cattle may be recorded which is Cropt on the left eare and a hole in it and ouer half'd of the right Eare and a little peace Cut out of the underside May 19^th^

Liber B B [p. 273] Whereas I am informed that One Elizeb: Greene is lately brought to bed and deliuered of a Child and that she hath feloniously murthered, and made away her said Child.—

These are therefore in the Lord Prop^{rs} name to will & require yo^{w} Major Thomas Brookes, Thomas Leitchworth, Charles Brooke and Tobias Norton gent^{n} or any three of yo^{w} that yo^{w} Call the said Elizeb: Greene before yo^{w}, taking her examinac̄on concerning what is informed against her, And Likewise that yo^{w} send out yo^{r} Writt to Summon any One before yo^{w} knowing any thing in this Case as yo^{w} may Suspect or know or be informed of, And in the meane time to Cause her to be secured in the Sherriffes hands, untill Our next Prouinciall Court to bee held att S^{t} Marys on the Second twesday in June next ensueing, Injoyning the said Sherriffe to haue the Body of her the said Elizeb: Greene att the s^{d} Court, And lastly that yo^{w} send the Examinac̄on of her the said Elizebeth Greene as allsoe such informac̄ons and depositiones taken by yo^{w} or any three of yo^{w} as aforesaid fayrely written, and Sealed up unto my Selfe, with what speed yo^{w} may, to the end that Order may bee taken, for the sending out writts and other Processe for a Legall tryall att that Court as is prouided for Such practices Giuen und^{r} my hand this 19th day of May 1663 Charles Caluert—

To Major Thomas Brooke
Thomas Leitchworth
Charles Brooke
And Tobias Norton

Know all men by these p^{r}sents that I Ellis Coleman being the Attorney of Tobias Horton doe giue Thomas Pryer a discharge from a Bill or from all debts dues or demands or accompts from the beginning of the world to this day that is or hath been betweene the said Horton or Pryer in wittnes hereof I set my hand this 25th May in the yeare of Our Lord 1664— Ellis Colman— Vide folio 237

Wittnes Edward Sauage
Daniel Jenifer
$27\frac{3}{m}64$

[p. 274] May 26th uide 269 Francis Pope late Sherriffe of Charles County d̄d̄s writt ags^{t} his Lords̄ps Comm^{rs} of the said County by names Henry Adams Walter Beane Zachary Wade and W^{m} Marshall in an accōn of the Case to the uallue of 3000^{lb} tobacco—

Warr^{t} to Sherriffe of Charles County &^{c} to arrest &^{c} ret̄ next Prouinciall Court 14th June next

Ditto Pope d̄d̄s Summons in ditto Causo for Joseph Harrison Henry ffrancome Abraham Rowse and James Williams–Writt issued to ditto Sherriffe ret̄ ditto die.

Francis Pope late Sherriffe of Charles County, Plaintiffe.
Henry Adams Walter Beane Zachary Wade and William Marshall Defendants ......

Liber B B

Vide folio 269

The Plaintife Declares ags^{t} the Defend^{t} in an accõn uppon th^{e} Case for that whereas the pl̄t, as Sherriffe of the County afores^{d} hauing according to law Leauyed Execuc̄ons uppon the Estate of Ann Haggett Administratrix of Humphry Haggett deceas^{d} for two Certaine debts ags^{t} the Estate of the said Haggett deceased by John Meekes Obtained att a Court held in Charles County the 5th January 1663 as p̄ the s^{d} Execuc̄ons und^{r} the hand of Henry Adams aforesaid Giuen, Relac̄on being thereunto had may more fully appeare, and the Execuc̄ons Soe Leauyed the same according to the tenor and p^{r}scription thereof, unto Appraysm^{t} did bring before Sufficient apprayser, And there appraysm^{t} soe made before Joseph Harrison of Charles County Court Commis^{r} they the said Appraysers were Legally Sworne, and according to Law the Estate taken in Execuc̄on as aforesaid, the pl̄t did deliuer unto the said Meekes and the Ouerplus amount beyound the Debts and Cost of Suite Obtained by the foresaid Execuc̄ons the pl̄t hath according to Law, unto the aforesaid Ann Haggett deliuered and therein discharged as the pl̄t presumeth his Office Justly and faythfully, yet neuertheless the Defend^{ts} Contrary to all Rule of Courts, Law Equity and reason uppon Petition of John Meekes p^{r}sented att a Cor̄t held the 8th day of March now last past they the Defend^{ts} Setting as Commission^{rs} did the said appraysm^{t} annull and make uoyd after the full accomplishm^{t} of the Execuc̄on and appraysm^{t} had and made as aforesaid and the said Estate to a new appraysment did Order which the pl̄t supposeth is Contrary to the law and practize of England and this prouince— Verte

[p. 275] Wherefore the pl̄t sayth in fact hee is dampnifyed to the uallue of Three Thowsand pounds of tobacco or thereabouts Wherefore hee humbly prayeth Oyer of the Case before this Hon^{ble} Court and Judgments against the defendants for his dammage and Cost of Suite— And hee in Duty bound shall euer pray &^{c}— ffra: Pope

June 3^{d} Nicholas Gwyther d̄d̄s writt ags^{t} Thomas Wynne as Successo^{r} of Richard Willan late Sherriffe of saint Marys County deceas'd, in an accõn of the Case to the uallue of 1700^{lb} tobacco—

Warr^{t} to Sherriffe of S^{t} Marys County to arrest &^{c} ret̄ next Prouin^{all} Co^{rt} 14th June next

To the hon^{ble} Gouerno^{r} & Councell in Pro^{all} Co^{rt} Assembled the humble pet^{con} of Nic^{o} Gwyther Sheweth

That in the time of yo^{r} pet^{rs} Sherriffeship was Committed into his Custody by uertue of a Speciall writt from the hon^{ble} Charles Caluert Esq; Gouerno^{r} Robert Stack on the 21th day of January 1661 and there remain'd till Richard Willan Succeeding Sherriffe had him into Jurisdicc̄on being the 3^{d} July 1662 as by discharge under

Liber B B the said Willans hand and Seale may more att large appeare Since which the said Stack is departed this prouince in the time of his imprisonmt wthout making sattisfac̄con to yor petr for his Just ffees due, as by Act of Assembly prouided in that Case which amounts unto 1700lb tob: and demand thereof being made by yor petr of Thomas Wynne Successor to the said Richard Willan but refuseth to Sattisfy the same or make restorac̄on of the said Prisoner to worke it out, to yor petrs greate dam̄age—

Wherfore hee humbly prayeth Order of this honble Court for the said Thomas Wynne to make Sattisfac̄con herein wth Cost of Suite– And hee shall pray &c—

June 3d Jno Nuthall d̄d̄s writt agst Thomas Dent (by way of Summons from the Gouernor) in an acc̄on of debt to the uallue of 4279lb tob:—

uide petcon in folio 230, 251 Warrt to Sherriffe of St Marys County to Summons wth Arrest &c ret̄ 14th instant to the next proall Court

[p. 276] June 3d Jno Nuthall d̄d̄s writt agt Thomas Dent (Sherriffe of St Marys County therefore issued by way of Summons of the Gouernor) in an acc̄on of accompt the said Dent as Attorney of William Hollingworth

Warrt to Sherriffe St Marys County to arrest &c Retur̄ next Prouinall Court 14th Instant

Vide folio 251, 256, 230 mistake To the honble the Gouernor & Councell of Maryland

The humble petcon of Jno Nuthall Sheweth

That Mr William Hollingworth hath exhibited an accompt against Yor petr much to the discredite and dam̄age of yor petr which yor petr hath Signed Errors against and is ready to proue not giuing yor Petr Credit for his due as Cann bee made appeare,

Yor petr therefore humbly Craues the accompts both of Hollingworth and his owne may bee prused and Ordr of this honble Court according to the Justnes of the accompts wth such dam̄ages as to your Honnors may seeme meete And hee shall pray &c

Proclamac̄on By the Leiuetennt Generall of Maryland

4th Wheras att the last Prouinall Court holden att st Marys for this p̄uince on the 5th day of Aprill last past the next Prouinall Court was then appointed to bee held on the first twesday in May following beinge the thirde day thereof, Which said Court to bee held on the 3d May was since adjourn'd till the Second twesday in June being this prsent instant and the 14th day thereof by reason of the then urgent Occasiones of the prouince—

Now forasmuch as the holden of that Court appointed on the 14th of this instant will proue uery inconuenient when as the Gouernor and Councell cannot then conueniently meet together being pressed with other publicq bussiness which cannot Suffer delay—

These are to giue notice therefore to all p^{r}sons whom it may Concerne that I haue adjourned the said Court to bee held on the 14th day of June as aforesaid untill the first twesday in July next being the 5th day thereof, And all writts and other Processe issued for those Courts intended to bee houlden on the 3d day of May and on the 14th day of June shall bee returnable on the 5th day of July next as aforesaid Giuen und^{r} my hand this 4th June 1664— Liber B B

Signed Charles Caluert—

John Reed d̄d̄s writt ag^{t} George Reed in an accōn of tresspasse 6th
Warr^{t} to Sherriffe of Caluert County to arrest &^{c} ret̄ next Prouinciall Court 5th July next

To the hon^{ble} Gouerno^{r} & Councell in Prouinciall Court Assembled
The humble pet^{con} of John Reed Sheweth [p. 277]

That Seauen yeares Since or thereabouts Peter Joy the Assignee of Thomas Cornwalace, to yo^{r} pet^{r} made Conueyance of One hundred acres of land, being part of that land (held by Mary the Executrix of Jn^{o} Bateman) Called the Resurreccōn Manno^{r}, to which land George Reed makes Claime and part thereof hath Clear'd, in greate dam̄age to yo^{r} pet^{r}.

Wherefore hee humbly Craueth Order that the said George Reed may desist from making further Tresspass, till his title thereto bee made good, wth dam̄ages and Cost of Suite–And as in Duty bound hee shall pray &^{c}

Thomas Bennitt d̄d̄s Summons for George Macall and John Benson to testifye in Causo inter Jn^{o} Shepart plt̄, ditto Bennitt dēft, in an accōn of debt to the uallue of 1700℔ tob: uppon forfeiture each 500℔ tob. if not appearance made to the next Prou^{all} Court held the 5th July next— June 10th Vide 262

John Halfhead d̄d̄s writt ags^{t} Jone Niccollgutt in an accōn of the Case; Warr^{t} to Sherriffe of Caluert County to arrest &^{c} ret̄ next Prouin^{all} Court held the 5th July next. 4th Vide 283:

Wee the Jurors of Inquest being impannel'd by Samuell Chew high Sherriffe of the County of Ann Arundell to ueiw the body of Ann Beetle Seruant to Will^{m} Hunt of the aforesaid County doe finde a wound upon her left eye browe and hauing had it Searched by a Chirurgeon doe find it not mortall but doe according to the best of Our knowledge Judge that she drowned her selfe wherefore wee the Jurors of Inquest Doe indite the said Ann Beetle she not hauing the feare of God before her eyes of willfully murthering her selfe and soe giue up Our Verdict wth One Consent by Our fforeman this 17th day of March 166¾ Francis Holland—

Samuel Chew Coroner.

Liber B B The names of the Jury of Inquest that ueiwed the body of Ann Beetle Seru^{t} to W^{m} Hunt of Ann Arundell

fforeman Francis Holland
John Sollers
George Symmons
Jeremy Sudeuan
Thomas Martin
Edmund Joyce
Henry Perry

Dennis Macconoy
Nathaniell Smyth
Andrew Baker
James Maxell
John Pert
Henry Archer

[p. 278] Henry Sauage aged 34 yeares or thereabouts Sworne Sayth—That hee saw Will^{m} Hunts wife shoue Ann Betle Seruant to the said Will^{m} Hunt from the bedd and she the said Ann Beetle rose up wth her eye brow blooddy and further sayth not

March the 17th 1663
Sworne before mee
Sam̄ : Chew

the marke of
Henry X Sauage

Moses Groome aged 18 yeares or thereabouts Sworne sayth that comming to the howse of Will^{m} Hunt saw Ann Beetle Seruant to the said Will^{m} Hunt haue a great Cutt on her eye brow and her face and Clothes blooddy and a great Clodd of blood on the wound and heard M^{rs} Hunt uery angry wth the said Ann Beetle and further sayth not

March 17th 1663
Sworne before mee
Samuell Chew

Moses Groome
his X marke

Wee the Jurors of Inquest being impanell'd by M^{r} Samuell Chew high Sherriffe for the County of Ann Arundell to search the body of John Cowill Seruant to M^{r} Francis Holland of the County aforesaid and hauing uiewed him doe finde according to the best of our knowledge that hee the said Jn^{o} Cowill did willfully of his owne accord hang himselfe to death—

Wherefore Wee the said Jurors of Inquest doe indite the said John Cowill, hee not hauing the feare of God before his eyes for feloniously murdering himselfe, And soe giue up Our Virdict by one Vnanimouse Consent by Our fforeman this 2^{d} day of May 1664

Samuell Chew Coroner John Stansby

The names of the Jurors to uiew the body of John Cowill Seruant to M^{r} Holland—

fforeman Jn^{o} Stansbye
Richard Wells
Nathaniell Heathcott
Daniell Dickes
Markes Clare
Will^{m} Roper
Henry Perry

Thomas Martin
Jeremy Suddeuan
Will^{m} Hunt
John Peart
Will^{m} Adams
Samuell Thornebury

Francis Riggs the Attorney of James Eluard d̄d̄s writt agst Joseph Hosley in an accōn of debt uppon accompt to the uallue of 1330℔ tob:— Liber B B June 20th

Warrt to Sherriffe of Caluert County to arrest &c ret̄ next Prouinall Court 5th July next—

To the Honble Gouernor and Councell in Prouinciall Court assembled [p. 279]

The humble petcon of James Eluard by his Attorney Francis Riggs, Sheweth

That Joseph Hosley stands endebted to yor petr upon Ballance of accompt to the uallue of 1330℔ tob: wch by him will not bee allowed nor Specialty pass for the paymt thereof att this next ensueing Cropp—

Wherefore hee humbly Craues Order of this Honble Court that the said Joseph Hosley may Sattisfye the said accompt or giue prsent Security for paymt of the said 1330℔ tob: and hee shall pray &c

Att a Speciall Court called by a Speciall Warrant from the Leiuetennt Generall for the Examinac̄on of one Elizabeth Greene that being brought to bed of a Bastard had feloniously made it away, And held the 31th May att the howse of Robert Kingsbury in Petuxent Riuer in the County of Caluert annoqȝ 1664—

Prsent Major Thomas Brooke, Thomas Leitchworth, Charles Brookes, George Peake, Hugh Standley, Tobias Norton } Gentn

Whereas there was informac̄on Giuen to Mr George Peake that One Elizabeth Greene had been brought to bed of a Bastard Childe and that she had feloniously made away wth the said Childe which being by the High Sherriffe related and made knowne to the Leiuetennt Generall there came a Speciall Ordr from the Rigt Honble Charles Caluert Esqȝ Gouernor to call and hold this Court for the Examinac̄on of the said Elizabeth Greene and to sweare the seuerall wittnesses knowing any thinge in this bussiness, whereupon Grace Parker Sarah Waring Judith Sharpe Christian Ellinsworth Martha Carr Elizabeth Harwood Sampson Waring and Nico Carr were One after the other called and seuerally Sworne as followeth (uizt)

Mrs Grace Parker Examined & sworne sayth That Elizabeth Greene did deny that she had had any Child, but being pressed farther did afterwards Confess she had had a Childe and had burned it, And this deponant said sure thou hast not burnt it, thou hast buried it and the said Elizabeth Greene made answere she had buried it in a [p. 280] swamp, and would shew it to this deponant and the rest of the women aforesaid the morrow morning And that this Deponant and the rest of the women went the next day but could finde noe Signe of any such thinge, And that then the said Elizabeth Greene did Confesse

Liber B B againe she had burnt it, And further this deponant saith that (to the best of her knowledge) the said Elizebeth Greene had gone neer her full time and had had a Childe, And farther this Deponant sayth not—

Sarah Waring and Martha Carr Examined & Sworne say Verbatim, as M^{rs} Grace Parker–But Judith Sharpe Christian Ellenworth and Elizeb: Harwood say Verbatim the same as the other women but refuse to make oath

Sampson Waring Called Examined and sworne sayth That Elizebeth Greene had Confessed before M^{r} Peake & Nicholas Carr that she had a Child and had burnt it, & farther sayth not

Nicholas Carr Examined & sworne sayth, the same Verbatim as Sampson Waring, but one thing more, that coming along wth the said Elizeb: Greene in the path hee should ask her wherefore she Comitted soe heinous an act to bring herselfe into ruine and she should say she had a thinge Came from her like a dogg head, And farther sayth not, That One William Wheeler said to One Thomas Taylor doe yo^{w} not heare something cry and hee said what and hee made answere I heare something Cry like a pigg or a Child, and the said Will^{m} Wheeler goeing into the roome found the said Elizeb: Greene lying on the ground and hee asked her why she lay there and bad her goe into the bed, And farther saith not—

Then the Court being informed that One Elizebeth Billingsley could say something in this Case and she being called and examined saith the same as the other women but refuseth to take Oath—

And Elizeb: Greene upon Examinac̄on before the Court confessed she had burnt something that came from her but not soe any Child nor know what it was and that she had kept it two dayes by her—

And the Court was informed that One Will^{m} Wheeler and Thomas Taylor cann say much in Consequence to this bussiness but were not here for this informac̄on was since this last Ord^{r} from the Gouerno^{r} and soe Could not bee Summoned

Lastly it is Ordered the high sherriffe haue a mittimus to take the said Elizebeth Greene and to keepe her in Safe Custody and to bring to the next Prouinciall Court which was done.

Vera Exemp of this Courts p^{r}ceedings
in the Case aforesaid p̄ mee
James Thompson Clark

[p. 281] Know all men by these p^{r}sents that I James Eluard Merchant in the City of Bristoll and now rideing att Anchor in Petuxent in the Prouince of Maryland doe constitute appoint and put and by these haue Constituted appointed and put my trusty & beloued freinde Francis Riggs of the afores^{d} prouince my true and lawfull Attorney for mee and in my name and place and to my Vse to aske, demand sue for & recouer and receiue all such debts as are due unto mee the said Eluard and Comp^{a} by bills or accompts from any p^{r}son or p^{r}sons dwelling wthin the prouince aforesaid, And if it shall happen that any p^{r}son shall refuse payment it being lawfully demanded that then I giue further power and Authority to my said Attorney to impleade arrest imprison and Condemn untill paym^{t} be made unto my said Attorney and after paym^{t} made, out of prison to release and giue discharge & whatsoeuer my said Attorney shall lawfully doe in the p^{r}mises I acknowledge it to bee my owne proper act & deed in law as though I my selfe were personally p^{r}sent att the doeing thereof In wittnes whereof I haue hereunto Sett my hand and Seale this 13th day of Aprill 1664 James Eluard locus sigilli Liber B B

Signed Sealed & deliuered
In the p^{r}sence of
Richard Collett
Humphrey Archer

Thomas Dent the Attorney of William Hollingworth d̃d̃s writt ags^{t} Jn^{o} Nuthall in an accōn of debt upon accompt to the uallue of 3589^{lb} tob:—

Warr^{t} to Sherriffe of S^{t} Marys County to arrest &^{c} Retur̄ next Prouin^{all} Co^{rt} 5th July next

Thomas Dent Attorney to M^{r}
Will^{m} Hollingworth plaint^{f}
M^{r} John Nuthall defend^{t}

The Plaintiffe declares ags^{t} the def^{t} in an accōn of debt due uppon accompt unto the plaintiffs Attorney the Sum̄e of three Thowsand ffiue hundred Eighty and nine pounds of Tobaccoe as by Ballance of accompt sworne unto by the plaintiffe Atturno^{r} before the Hon^{ble} the Leiueten^{t} Generall may may fully (relacōn being thereunto had) appeare, which said Sum̄e hath been demanded to pay or discount but the defend^{t} hath still neglected or refused to the pl^{ts} dam̄age, Wherefore hee prayes Order of this Hon^{ble} Court for Speedy paym^{t} thereof wth Costs of Suite and dam̄ages and hee shall pray &^{c}

Know all men by these p^{r}sents that I Thomas Stone of poynton in [p. 282] Charles County haue bargained for Sould and possessed from mee my heires Administrato^{rs} or Assignes all my right title and Intrest of a Manno^{r} land Called Westbury Manno^{r} formerly possessed by Thomas Weston unto M^{r} Henry Hyde his heires Executo^{rs} Administrato^{rs} or Assignes him to haue enjoy and possess in euery and Singuler manner as freely and amply as my Right and tytle thereto may or Cann bee Judged to giue to him in and uppon Consideracōn of the true and Just paym^{t} of a bill taken from him dated 2^{d} June 1663 and further Ingage to Assigne the pattent in my hand for the same and being soe to doe in Our County and to Cleere the former

Liber B B arreares of the land due to the Lord Proprietary as Wittnes my hand
and Seale this 2d day of June 1663 Tho: Stone locus
Testes Richard Chapman sigilli
Githyn Bowne

June 23d By Ord^{r} of Court past to the Atturney of Ralph Crowch for ffowre
hund^{d} fifty Six pounds of tobaccoe, the Leiuetenn^{t} Generall Ordred
uide folio 22 Cap^{t} Luke Gardner (who is endebted to the Estate of Edward Cotton) to pay unto Henry Waren Gent^{n} what tobaccoe hee the said Gardner Owes the said Estate Signed by Charles Caluert

uide folio 262: 263: Thomas Wynn d̄d̄s writt of Execuc̄on V the Estate of Will^{m} Hollingworth 2500^{lb} tob according to Order of Court ut est in folio 262: & 263: being Cost of Suite and all Judiciall Charges 927^{lb} tobaccoe, besides amerciam^{t}

June 24 John Nuthall d̄d̄s Summons inter ditto Nuthall and Thomas Dent the Attorney of Will^{m} Hollingworth to the Pro^{all} Co^{rt} 5th July in the penalty of 500^{lb} tob: upon nonappearance to the Lord Prop^{r}—

25 Hugh Standley d̄d̄s Summons for Thomas Sprigg Mathew Stone
and James Veach to testifye &^{c} in Causo, ditto Standley pl̄t: &
uide folio 270. Thomas Paggett defend^{t} ret̄ 5th July next—uppon forfeiture each 500^{lb} tob:

25 uide 270. Thomas Paggett d̄d̄s Summons for John Chittam and Jn^{o} Anderson, to testifye &^{c} in Causo ut supra, ret̄ 5th July next ditto forfeiture.

25 Summons issued to sherriffe of Caluert County for Grace Parker Sarah Waring Judith Sharpe Xtian Ellinsworth, Martha Carr Elizebeth Harwood Sampson Waring Nicholas Carr William Wheeler & Thomas Taylor, to appeare next Pro^{all} Co^{rt} to testifye &^{c} in Causo depending betweene the Rig^{t} Hon^{ble} the Lord Prop^{r} and Elizebeth
uide 279. Greene

[p. 283] Summons issued to the sherriffe of Caluert County to warne the
June 25th number of nine p^{r}sons wthin the said County to make appearance att the next Pro^{all} Court to bee held 5th July next there to attend untill they shall bee Summoned to serue as Iurors uppon the tryall of seuerall p^{r}sons, To us p^{r}sented as ffellons Charles Caluert

To the hon^{ble} Gouerno^{r} and Councell in Pro^{all} Court Assembled

The humble pet^{con} of Jn^{o} Halfhead Sheweth

That Jone Niccolgutt formerly yo^{r} pet^{rs} Seru^{t} & sold to Cuthbert ffenwick being bound by Indenture to Serue soe many yeares as relac̄on thereunto had may more fully appeare. Now soe it is, the said Jone doth refuse to serue her said Mast^{r} the full terme of her

time claiming her Liberty of a whole yeare, which being not allowed Liber B B
did her ffreedome Sue for att the County Court of Caluert att which
instant neither her said Mast^{r} nor yo^{r} pet^{r} was p^{r}sent to alleadge any Vide 277
thinge for themselues neuertheless the said Court did allow her Liberty (and soe made ffree,) to your pet^{rs} greate detriment being Compell'd to pay unto her Mast^{r} ffenwick for the said yeares Seruice One heifer and a Cow Calfe att 600^{lb} tob: and three barrills of Corne att 300^{lb} tob: wth 360^{lb} tob: more to James Thompson Clarke besides Loss of time wth this Suites Costs and Charge and the Seruants Seruice—

Wherfore yo^{r} pet^{r} humbly Craues Ord^{r} of this Hon^{ble} Court that the said Seru^{t} may make good not onely her said Indenture but all Charges thereby accrued by Seruitude, or otherwise that those Comm^{rs} by whom she had her ffreedome may therein make sattisfac̄con and as in Duty bound hee shall pray &^{c}—

Cecilius &^{c} To William Price and Hannah his wife relict of Hugh Lee Greeting, for Certaine Causes to Vs propounded in Our Chancery Wee strictly Charge & Com̄and yo^{w} that all excuses and delayes sett a part yo^{w} bee in proper p^{r}son before Vs, in Our said Chancery the fifth of July next wheresoeuer it shall bee to answere there to such thinges which shall be objected against yo^{w} by or on the behalfe of Samuell Cooper then & there And further to doe and receiue whatsoeuer our Co^{rt} shall in this bussines thinke fitt and this in noe wise Omitt und^{r} the penalty of 100^{lb} sterling and haue yo^{w} there this writt Wittnes Our deare Brother Philip Caluert Esqꝫ Our Chancello^{r} of Our Said Prouince of Maryland this 25th day of June 1664— Philip Caluert.

To the hono^{ble} the Leiuetenn^{t} Generall and Chancellor and the rest [p. 284]
of the Councell of the Prouince of Maryland—

The humble pet^{con} of Jn^{o} Gittings the Attorney of Barnaby Jackson the Guardian of Samuell Cooper, Sheweth Vnto yo^{r} Honno^{rs} Samuell Cooper sonn to Sampson Cooper late of Rypon in the County of Yorke in the Realme of England by his Guardian Barnaby Jackson of Screttons in the County of S^{t} Marys June 25th

That the second day of Sep^{t} in the yeare 1654 Sampson Cooper and Hugh Lee entred into Correspondency of trade and Merchandize And the said Lee Obleiged himselfe und^{r} the penalty of 500^{lb} ster̄: to make faythfull returnes and to accompt &^{c}, But the said Lee Contrary to his Obligac̄on performes nothing whereupon upon the 13th day of June 1659 differences betweene the said Cooper & Lee are referred to the Arbitrac̄on of John Trussell Dauid Lindsey John Rogers and William Pressley and bond drawne and giuen to stand to the Award, And upon the said 13th day of June 1659 the Arbitrato^{rs} aforesaid did award that the said Hugh Lee should pay to the said Sampson Waring tenn thowsand pounds of tobaccoe on the tenth

Liber B B of Nouemb^r^ then next ensueing, and tenn thowsand pounds of tobaccoe on the tenth of Nouemb^r^ which was in the yeare of Our Lord 1660—

That upon the 11th Aug^t^ 1659 Sampson Cooper maketh his last will and Testament and Constituteth Major George Colclough Collonell Jn^o^ Trussell Ouerseers of his will and to take Care of his sonn Samuell and of his debts here in Virg^a^ willeth that during his Sonn Samuell's stay in this Country he in noe wise Liue att Hugh Lees howse nor that the said Hugh Lee meddle w^th^ any part of his Estate and Constitutes his two Sonns Samuell & Jonathan Cooper w^th^ Bridgett wife to the testator Executo^rs^ M^r^ Nicholas Ketchmade & Anthony Branthwayte to bee Ouerseers of his two Sonns and this will w^th^ M^r^ Cooke of London Silkman, And that Major George Colclough and Samuell Cooper administer of all his Estate in Virg^a^ and recouer Debts and send for England as by his will more att large appeareth. Now soe it is may it please yo^r^ Hono^rs^ the said Hugh Lee hauing in his life time an intent to defraud the said Cooper not only of the twenty thowsand pounds of tobaccoe awarded him by the Arbitrato^rs^ aforesaid, but allsoe of the specialty of fiue hundred pounds sterling aforemenc̄oned and all other debts due to the said Cooper to the uallue of 8000^lb^ tob: and other Goodes as will appeare by the Inuentory to the Court of Northumberland in Virg^a^ exhibited, And Surreptitiously Seizes takes and Caryes away a trunke of writeings and Goods belonging to the saide Sampson Cooper dec^d^ and left in the Possession of Mary Trussell whereby yo^r^ Orato^r^ is left remedi- [p. 285] less in the law, unles releiued by this honb^le^ Court for which unjust and illegall proceedings of the said Lees hee was by warr^t^ brought before M^r^ John Rogers one of the Comm^rs^ of Northumberland County in Virg^a^ to giue security to answere the law And att a Court held for the said County of Northumberland 21th May 1660, It was Ordered that the sherriffe forthwith take bond of the said Lee with sufficient security for his appearance before the Gouerno^r^ and Councell of Virg^a^ to answere his aforesaid Crime, att which time the said Lee puts in for his security Richard fflint and John Hayne of the said Collony who were accepted and allowed by the Court but neuer made his appearance flying from the Justice of that Collony into this Prouince and moreouer Contrary to the last will and Testam^t^ of the said Cooper procures Letters of Administrac̄on in this Prouince and Administers upon the said Estate, and soon after dyes Whereupon Hannah Lee the Relict of the said Hugh Lee upon the 25th of December Adm^ters^ upon the Estate of the said Hugh Lee her deceased husband, and marryes William Price ag^t^ whome as well as the said Hannah Lee his wife yo^r^ Orator humbly prayes Writt of Su^b^pā that as well the said Hannah as the said William Price her husband may sett out upon Oath what bonds or other writings they now att this time haue or att any time heretofore had belonging to the Estate of the said Sampson Cooper as also what Contracts Couenants or agreem^{ts} passed betweene the said Hugh Lee and the said Cooper in theire life times that the Letters of Adm^{con} to the said Hugh Lee granted of the Estate of the said Sampson Cooper be reuoked and other Letters of Adm^{con} granted to yo^{r} Orat^{r} of his said ffathers Estate according to the tenor of his ffathers will hee being the only Suruiuor of the p^{r}sons therein willed to Administer upon the debts &^{c} in this part of the world and that the said Price may bee obleiged to deposite in the handes of this hon^{ble} Court as well the 200000℔ tob: due by the award aforesaid as alsoe the said Sum̃e of 8000℔ tob: due for debts and Goods illegally by the said Lee Conueyed out of the hands of Mary Trussell aforesaid And yo^{r} Orato^{r} shall pray &^{c} Liber B B

Summons issued to sherriffe of S^{t} Marys County for John Bassick & Charles Alexander to appeare the next Prouin^{all} Court held the 5th July next to testifye &^{c} in Causo depending betweene the Rig^{t} Hon^{ble} the Lord Prop^{r} and Pope Aluey &^{c}— June 25

Summons to ditto sherriffe to warne the number of nine p^{r}sons within the said County of the neighbourhood to make their appearance att the next Pro^{all} Court held the 5th July next there to attend untill they shall bee summoned to serue as Jurors upon the tryalls of seuerall p^{r}sons to Vs p^{r}sented as ffelons &^{c}— ditto die

Charles Caluert

To all persons to whome these p^{r}sents shall Come Greeting, Know yee that whereas Cecilius Absolute Lord and Proprietary of the Prouinces of Maryland and Aualon Lord Baron of Baltemore and did amongst other thinges Grant unto Andrew Skinner and Francis Riggs a parcell of land called Franckford Saint Michaells Creeke as by the said Grant bearing date the 9th day of march 1663 und^{r} the greate Seale of the foresaid prouince of Maryland, Attested und^{r} the hand of his Deare Sonn and heire Charles Caluert Esqꝫ his Leiutenn^{t} Generall of his Prouince of Maryland more at large doth & may appeare. [p. 286]

Now further know yee that I the said Andrew Skinner for diuers good Causes and Considerac̄ons mee thereunto mouing Haue alienated bargained enfeofed and Sold and by these p^{r}sents Doe alienate bargaine Enffeofe and Sell all my right title and Intrest of the aforesaid Grant from mee my heires and Assignes for euer, The said Francis Riggs to haue and to hould the Same unto him his heires and Assignes for euer according to the aforesaid Grant and not otherwise In wittnes whereof I haue hereunto Sett my hand and Seale the 12th day of March Annoqꝫ Domini 166¾— A Skinner Locus sigilli

Sealed & deliuered
in p^{r}sence of Vs
James Shacklady
Jn^{o} Edmundson

Liber B B To all p^r^sons to whome these p^r^sents shall come Greeting, Know yee that Whereas Cecilius Absolute Lord and Prop^r^ of the Prouinces of Maryland and Aualon Lord Baron of Baltemore, and did amongst other thinges grant unto Andrew Skinner a parcell of land Called Roeclift in Talbott County lying on the north side of Choptanck riuer as by the said Grant bearing date the 9th day of March 1663 under the Greate Seale of the aforesaid Prouince of Maryland, Attested under the hand of his Deare Sonn and heire Charles Caluert Esqꝫ his Leiutenn^t^ Generall of the said Prouince of Maryland more att large doth and may appeare

Now further know yee that I the said Andrew Skinner for diuers good Causes and Consideracons mee thereunto mouing haue alienated bargained enfeofed and sold and by these p^r^sents doe alienate bargaine enfeofe and Sell all my right title and Intrest of the aforesaid Grant from mee my heires and Assignes for euer unto Francis Riggs his heires and Assignes for euer the said Francis Riggs to haue and to hould the same unto him his heires and Assignes for euer according to the aforesaid Grant and not otherwise. In Wittnes whereof I haue hereunto Sett my hand and Seale this 28th day of March 1664— A Skinner locus sigilli

Sealed and deliuered
in the p^r^sents of Vs
Thomas Elwes
Sampson Waring

The aboue menconed Conueyances was by me Daniel Jenifer acknowledged in open Court as the Attorney of Andrew Skinner as in folio 287 letter of Attorney is entred, to the abouesaid Francis Riggs Daniel Jenifer

[p. 287] These p^r^sents wittnesseth that I Andrew Skinner doe hereby Constitute and put my Trusty and well beloued freinde Daniell Jenifer my true and Lawfull Atturney for mee and in my name and place to pass ouer in Court or prouinciall office two bills of Saile of two Seuerall p̄cells of land the One Called Franckford S^t^ Michaells and the other Called Roeclift and whatsoeuer my Said Attorney shall lawfully doe in the p^r^mises I doe hereby ratifye and Confirme the same as really & amply as if I my Selfe were p^r^sonally p^r^sent at the doeing thereof Wittnes my hand the 28th day of March 1664—

Wittnes Robert Heighe A Skinner
Francis Riggs

Know all men by these p^r^sents that I Walter Pake of greate S^t^ Lawrences in the County of S^t^ Marys ffor seuerall Causes and good Consideracon mee thereunto mouing Doe hereby ffreely giue and grant unto my Deare Sonn in Law Henry Aspinall One hundred acres of land (out of a Pattent of ffiue hundred acres knowne and

Called by the name of S^{t} Peters Hill) the aforesaid hundred acres of land to begin at a Bounded tree of the foresaid ffiue hundred acres being a white Oake standing neer the path marked wth twelue notches and to run for the length of the said hundred acres along the East and by north line of greate s^{t} Lawrences, To haue and to hould the said hundred acres of land to him the said Henry Aspinall and his heires that hee shall begett of Mary his now wife and in Case of noe heire soe begotten to him the said Henry Aspinall for ninety nine yeares if hee soe long liue, Yeilding and paying the Lords Rent In wittnes whereof I haue hereunto sett my hand and seale this 16th day of May 1664 Walter Pake locus sigilli Liber B B

Signed Sealed & deliuered
in the p^{r}sence of Vs—
Walter Hall
William Gater

Then Came Thomas Griffin and desires his marke may bee recorded, which is Cropt on the left and a flower de luce on the right Eare— July 4th

Then Came Thomas Ward and desires his marke may bee recorded which is Cropt on the right eare and underhalf'd and a hole in the left eare— ditto die

Att a Prouinciall Court held att S^{t} Marys on the fifth day of July anno 1664 [p. 288]

P^{r}sent
Charles Caluert Esqȝ Gouern^{r}
Philip Caluert Esqȝ Chancell^{r}
M^{r} Baker Brooke
M^{r} Jerome White
Coll̄: William Euans
Councello^{rs}

Francis Armstrong in Open Court desired the ensueinge Conueyance may bee recorded wth acknowledgm^{t} that it is his Act and deed to M^{r} Richard Preston Junio^{r}

This Indenture made the first day of January in the yeare of Our Lord God 1663 Betweene Francis Armestrong on the Clifts of Caluert County in the Prouince of Marylande plant^{r} and Frances his wife on the one p̄te and Rich^{d} Preston Junio^{r} of the County and Prouince aforesaid plant^{r} on the other p̄te Wittneseth that the said Francis Armestrong and Frances his wife for and in Considerac̄on of the Sum̄e of Tenn Thowsand pounds of good Sound Merchantable Tobaccoe and Caske, And alsoe one Case of English dramms to them the said Francis Armstrong & Frances his wife before the ensealing and deliuery of these p^{r}sents well and truely in hand paid by the said Richard Preston whereof & wherewth they the said Francis Armestrong and Frances his wife doe hereby acknowledge the Receipt thereof and of euery part and parcell thereof doe fully Clearely

Liber B B and Absolutely acquitt and discharge the said Richard Preston his heires Executo^{rs} and Administrat^{rs} and euery of them by these p^{r}sents, Haue Granted Alyened Bargained Sold and Confirmed and by these p^{r}sents doe fully Clearely and Absolutely grant alien bargaine sell and Confirme unto the said Richard Preston All those three Seuerall parcells of land, Com̄only Called and knowne by these names following (uizt) a Certaine parcell of land Called Armestrongs delight Containing by estimac̄on fifty acres of land be it more or lesse, and a Certaine parcell of land Called Weeping springe Containing by estimac̄on Two hundred acres of land be it more or lesse, and also a Certaine parcell of land Containing by estimac̄on two hundred acres of land bee it more or lesse, lying and being in Choptanck riuer which said last parcell of land was bargained and sold unto the said Francis Armestrong by Edward Lloyd of Talbott County in the Prouince of Maryland Esqꝫ As by bill of Bargaine & Sale und^{r} the said Edward Lloyds hand, Relac̄on being thereunto had more att large it doth & may appeare, And the said other two parcells of land before menc̄oned Called Armestrongs Delight and Weeping Springe is lately granted unto him the said Francis Armstrong by two seuerall pattents from and und^{r} the Right Hon^{ble} Cecilius Absolute Lord and Proprietary of the Prouinces of Maryland and Aualon Lord Baron of Baltemore &^{c} Relac̄on thereunto had more at large
[p. 289] it doth and may appeare All which said three Seuerall parcells of land before menc̄oned Containing by Estimac̄on in the whole fower hundred and fifty acres of land be it more or lesse, are Scituate lying and being in Talbott County in the Prouince of Maryland aforesaid, wthall and Singuler howses Edifices barnes stables Orchards Gardens buildings Rights proffitts priuiledges and heriditaments with theire and euery of theire appurtenances (Royall mynes and his Lōpps rents excepted) to the same belonging or appertaining, or wth the same Com̄only Vsed Occupied or enjoyed or w^{ch} are accepted reputed or taken to bee part parcell or member of the same and of all and Singuler the said p^{r}mises to euery part and parcell thereof together wth all and Singuler Deeds Euidences Pattents and writeings whatsoeuer touching & concerning only the p^{r}mises or any part thereof, To haue & to hold the said three Seuerall parcells of land and p^{r}mises wth theire appurtenances before by these p^{r}sents bargained and sold or menc̄oned or intended to bee thereby granted aliened bargained sold and Confirmed and euery part and parcell thereof unto the said Richard Preston and to the heires and Assignes of the said Richard Preston to the only proper Vse and behoofe of the said Richard Preston and the heires and Assignes of the said Richard Preston for euer And the said Francis Armestrong and Frances his wife for themselues theire heires Executo^{rs} Administrato^{rs} and Assignes that they the said Francis Armestrong and Frances his wife for and notwthstanding any Act done by them the said Francis Armstrong &

Frances his wife to the Contrary att the time of the Ensealing and Liber B B deliuery of these p^{r}sents are and standeth lawfully & rightfully seized in theire demesne as of ffee simple in theire owne right Vse, without any Condic̄on limitac̄on or other Vse or trust to alter Change or determine the same Estate of and in the said lands and p^{r}mises before menc̄oned to be hereby granted bargained and sold and of and in euery part & parcell thereof, And that they the said Francis Armestrong and Frances his wife for and not wthstanding any Act by them to the Contrary now hath and att the time of the first Estate to bee had and executed to the said Richard Preston according to the true intent and meaning of these p^{r}sents shall haue full power Just right and lawfull authority, to grant bargaine and sell the same and euery part & parcell thereof wth the appurtenances unto the said Richard Preston and the heires and Assignes of the said Richard Preston in manner and forme as is before in these p^{r}sents expressed and that the said land and p^{r}mises and euery part and parcell thereof wth the appurtenances shall from henceforth for euer remaine and Continue unto the said Richard Preston and to the heires and Assignes of the said Richard Preston freely and Clearely acquitted exonerated and discharged of and from all and all manner of former [p. 290] bargaines sales gifts grants dowers Joynters leases rents charges rent seck arrearages of rent annuities uses intailes statutes merchant and of the staple Judgm^{ts} forfeitures execuc̄ons intrusions and incumbrances whatsoeuer and of and from all other Charges titles troubles and incumbrances w^{t}soeuer had made com̄itted or wittingly or willingly suffred or done, by them the said Francis Armestrong and Frances his wife or by any other p^{r}son or p^{r}sons whatsoeuer lawfully claiming by from or und^{r} them the said Francis Armestrong or Frances his wife or by theire meanes assent priūity or procurem^{t} the rent and seruices from henceforth from time to time for or in respect of the p^{r}mises shall grow due to the Cheife Lord or Lords of the fee or fees of the p^{r}mises only excepted and foreprized and further that they the said Francis Armestrong and Frances his wife and theire heires and Assignes shall and will att all time and times hereafter wthin the space of one yeare next ensueing the date of these p^{r}sents upon the reasonable request and att the Cost and Charges in the law of the said Richard Preston or of the heires or Assignes of the said Richard Preston make suffer doe knowledge and execute or Cause to be made done knowledged suffred and executed all and euery such further lawfull & reasonable Act and Acts thinge and thinges deuice and deuices Conueyances and assurances in the law w^{t}soeuer for the further more perfect and better assuring and sure making of the p^{r}mises before menc̄oned to be hereby bargained and sold and of euery part and parcell thereof unto the said Richard Preston and to the heires and Assignes of the said Richard Preston for euer be it by fines or fines feoffment or feoffm^{ts} recouery or

Liber B B recoueryes with a single or double uoucher or Vouchers deed or deeds inrolled or not enrolled enrollm^{t} of these p^{r}sents release confirmac̄on wth warantee of the said Francis Armestrong and Frances his wife and theire heires and ag^{t} all and euery other p^{r}son and p^{r}sons w^{t}soeuer lawfully Claiming or pretending to haue any right title intrest Claime and demand of in or unto the said Estate land and p^{r}mises aforesaid wth theire appurtenances before by these p^{r}sents bargained and sold or menc̄oned or intended to be thereby granted bargained aliened sold and Confirmed and euery part and parcell thereof unto the said Richard Preston and to the heires and Assignes of the said Richard Preston for or by reason of any p^{r}tence culler wayes procurem^{t} or meanes whatsoeuer to be had made suffred or done against the said land and p^{r}mises aforesaid or otherwise wthout warantee or by all euery or any of the said wayes or meanes or by any other wayes or meanes which by the said Richard Preston or the heires or Assignes of the said Richard Preston or his or theire Councell learned in the law shall bee reasonable deuiced aduiced or required soe as the same doe not Containe or extend unto any further warantee then against them the said Francis Armestrong and Frances his wife, theire Executo^{rs} or Assignes or against any further Act or [p. 291] Acts then as aforesaid and soe as neither they nor them that make such further assurance be Compelled or Compelleable to trauill further then S^{t} Marys for the doeing making or Executing of such further assurances and Conueyances soe as aforesaid and lastly it is agreed by and betweene the said p̄tyes to these p^{r}sents that all and euery the said assurances and Conueyances soe as aforesaid hereafter to be had of the p^{r}mises shall bee and shall be esteemed and taken to bee to the onely Vse of the said Richard Preston and of the heires and Assignes of the s^{d} Richard Preston and to noe other use intent and purpose whatsouer any thinge in these p^{r}sents Containing to the Contrary thereof in any wise notwthstanding in wittnes whereof the said Francis Armestrong and Frances his wife haue hereunto sett theire handes and seales the day and yeare aboue written

Signed Sealed and deliuered — the marke of
In the p^{r}sence of — Francis **ff A** Armestrong
Richard Collett — locus
Francis Riggs — sigilli
Edw^{d} Sauage

The aboue specifyed p^{r}mises was acknowledged in Open Court the 7th day of July 1664 Daniel Jenifer Clk̄e

Know all men by these p^{r}sents that I Francis Armestrong of Caluert County in the prouince of Maryland plant^{r} and Francis my wife doe acknowledge Our selues to bee firmely bound and Obleiged unto Richard Preston Jun^{r} of Caluert County aforesaid in the full sum̄e of Twenty thowsand two hundred pounds of good sound merchantable tobacco and Caske to bee paid to him his Certaine Attorney Executo^{rs} Administrato^{rs} or Assignes to the which payment well and truely to bee made Wee binde us Our heires Executo^{rs} and Administrato^{rs} firmely by these p^{r}sents Signed wth our handes and Sealed wth our Seales the first day of January 1663 Liber B B

The Condic̄on of this p^{r}sent Obligac̄on is such that if the aboue named Richard Preston his heires Executo^{rs} and Administrato^{rs} and Assignes and euery of them shall & may lawfully and peaceably haue hold occupy possess & enjoy all those three seuerall parcells of land Conteining by Estimac̄on in the whole foure hundred and fifty acres, be it more or lesse scituate lying and being in Talbott County in the prouince of Maryland aforesaid wth all and singuler theire rights [p. 292] priuiledges heriditaments and appurtenances whatsoeuer thereunto belonging or in any wise appertaining wthout the lett suite trouble disturbance or Contradicc̄on of the aboue bounden Francis Armestrong and Frances his wife theire heires Executo^{rs} Administrat^{rs} or Assignes or any of them or of any other p^{r}son or p^{r}sons whatsoeuer hauing Claiming or pretending to haue any manner of right title Intrest property Claime or demand whatsoeuer of in or unto the said land and p^{r}mises aforesaid or of in or unto any part or parcell thereof by from or under the said Francis Armestrong and Frances his wife or any or either of them or without the lett suite trouble disturbance or Contradicc̄on of any other p^{r}son or p^{r}sons whatsoeuer Claiming or pretending to haue any manner of right title Intrest Challenge Claime or demand of in or unto the said land and p^{r}mises aforesaid for or by reason of any other manner of wayes or meanes whatsoeuer by them to bee had made suffred or done ags^{t} the said land and p^{r}mises aforesaid according to the tenor purporte effect and meaninge of one Indenture of Conueyance bearing date the first day of January aforesaide 1664 made Signed Sealed and deliuered in the p^{r}sence of Francis Riggs and Richard Collett and Edward Sauage by the said Francis Armestrong and Francis his wife unto the said Richard Preston of the p^{r}mises aforesaid, as by the said Indenture relac̄on being thereunto had is it doth and may more fully appeare then this p^{r}sent Obligac̄on to bee uoyd and of noe Effect otherwise to be and remaine in full force and Vertue

Signed Sealed & deliuered the marke of
In the p^{r}sence of— Francis ff A Armestrong
Richard Collett
Francis Riggs
Edw^{d} Sauage

The foregoeing Bond was acknowledged the 7th day of July 1664 in Open Court by Francis Armestrong to Rich^{d} Preston Jun^{r} before the Gouerno^{r} & Councell Daniel Jenifer Cl̄ke.

Liber B B Summons issued to the sherriffe of S^{t} Marys County to immpanell a Grand Jury

[p. 293] Sherriffe Returnes his writt and warned ffor the Grand Jury

ffforeman
M^{r} Thomas Nottley
Mathew Stone
ffrancis Pope
Joseph Harrison
John Neuill
W^{m} Price
ffran: Jackson
Richard Banckes
Randall Handson
Justinian Gerrard
Benjamin Rozer
Thomas Wynne
Richard Collett
Abraham Wattson
George Beckwith
Hugh Standley

All Sworne

Then M^{r} Attorney Generall preferrs these Indictments to the board

Let it bee enquired for the Right Hon^{ble} the Lord Proprietary if Pope Aluey in Brettons Bay in the County of s^{t} Marys Cooper the twenty ninth day of ffebruary in the yeare of Our Lord God One thowsand six hundred Sixty three att S^{t} Winifreds in S^{t} Clements hundred in the County aforesaid upon Alce Sandford Seruant to the said Pope Aluey by force and Armes an Assault did make and wth certaine skicks of noe uallue which hee the said Pope Aluey in his right hand then and there did hold diuers blowes on the body of the said Alce Sandford did strike soe that of the said blowes the said Alce Sandford did dye wthin halfe an houres space and soe if the said Pope Aluey the said Alce Sandford then and there feloniously did Kill Contrary to the peace of his said Lordship his rule and dignity William Caluert

John Bessick
Charles Alexander

Let it be enquired for the Right Hon^{ble} the Lord Propriet^{r} if Arthur Nottool tayler late of Abingtons Clifts in Caluert County the tenth day of June in the yeare of Our Lord God One thowsand Six hundred Sixty ffowre in the night of the same day by force and Armes the howse of John Hunt of little Eltonhead Manno^{r} in the said County Burglariously and feloniously did breake and enter and One Gunn of the said John Hunts of the uallue of twenty shillinges and One shirte to the uallue of fiue shillings did feloniously steale and carry away to the greate dam̃age of the said John Hunt and Contrary to the peace of his said Lordsħp and rule and dignity—

John Hunt William Caluert
Thomas Sprigg

Let it bee enquired for the Rig^{t} Hon^{ble} the Lord Propriet^{r} whether Arthur Nottool Taylor late of Abingtons Clifts in Caluert County being in Prison in the Custody of Thomas Sprigg Gent^{n} high sherriffe of Caluert County for Burglary for which hee was to bee tryed att the Prouina^{ll} Court held this 5th of July 1664 by force and Armes the howse of the said Thomas Sprigge in which hee was imprisoned

did breake and so out of that Prison then and there did passe and feloniously Escape Contrary to the peace of his said Lordsħp his rule and dignity— William Caluert Liber B B
Thomas Sprigge

Let it be enquired for the Right Hon^{ble} the Lord Proprietary if Elizabeth Greene of Garriden in Caluert County spinster, the Sixth day of May in the yeare of Our Lord God One thowsand Six hundred Sixty ffowre being bigg wth Childe by Gods Prouidence was deliuered of a Certaine liuing man Childe which said liuing man Childe she the said Elizabeth Greene did throw into the fire in manner and forme aforesaid then and there feloniously and of malice forethought did Kill and Murder Contrary to the peace of his said Lordsp̄ his rule and dignity— William Caluert [p. 294]

Sampson Waring
Nicholas Carre
Will^{m} Wheeler
Thomas Taylor
Grace Parker
Sarah Waring

Judith Sharpe
Christian Ellinsworth
Martha Carre
Elizabeth Harwood
Elizabeth Billingsley

Wittnesses

The aboue mencōned Judith Sharpe Christine Ellinsworth & Elizabeth Harwood being Called to the board wth the rest of the wittnesses to Testifye in a Cause depending betweene the Right Hon^{ble} the Lord Proprietary and Elizabeth Greene, and refus'd to giue theire Oathes, Therefore Ordered by the Board that they be fynede according to Act of Assembly in that Case prouided—

Att a Court held the 21th June 1664 in Caluert County

P^{r}sent
Major Thomas Brooke
Thomas Truman
Hugh Standley
Thomas Leitchworth

Charles Brookes
Francis Ancketill
George Peake
Richard Collett
Tobias Norton

Gent^{n}

John Hunt Came and made Complaint ag^{t} Arthur Notooll alleadging hee had Seuerall times broke open howses entred and robbed them, It is therefore Ordered that the said Arthur Notool bee bound ouer to the Prouin^{all} Court and that the Sherriffe take him into his Custody and p^{r}sent him unto the next Prouin^{all} Court to be holden the 5th of July 1664 and it is further Ordered that the said Jn^{o} Hunt make recognizance to informe the Gouerno^{r} and Councell & there to giue Euidence ag^{t} the said Nottool In manner and forme foll: uizt

This day Came Jn^{o} Hunt and acknowledged himselfe to become endebted to the Lord Prop^{r} in the Sum̄e of three thowsand pounds of tob: and Caske to bee paid upon Demand–The Condicon of this recognizance is such that if the aboues^{d} Jn^{o} Hunt doe att the next Prouin^{all} Court held the 5th July 1664 declare (in behalfe of the

Liber B B Lord Propr) what hee knowes agt Arthur Nottool concerninge Goods stoolen then this Obligac̄on to bee uoid and of noe Effect otherwise to be in full force and uertue John Hunt

Arthur Nottool Called and Examined did openly confesse that he did breake open a Chest with an Hatchett and tooke out a burning Glasse Ver̄ Exampr p̄ me James Thompson Clerke

[p. 295] The Examinac̄on of Arthur Nottool taken this 5th Day of July 1664 Before the Gouernor and Councell

Being asked whose Seruant he was last, answered Wm Lowryes demanded what roome hee tooke Mr Smyths fflower out of answered the dairy and entred under the Ground and hid it in a hollow tree beyound my Lords

demanded if hee broke John Hunts howse open answered yes and that the Chest was open and tooke a Shirte out of it and a Trauant about a month since and that some of the Goods in the Connew was John Hunts,

being asked if hee had noe Companyons to assist him said hee had none and that hee had noe Company att the Clifts and asked what hee gott att the Secretarys answered a pott of butter and a pott of Creame and gott in att the window—

being asked att what time hee gott in att John Hunts howse answered about midnight, demanded if hee broke open Mr Spriggs house said hee gott into the milke howse, then asked how hee gott his shackles off, said hee gott a horse lock and pull'd out one of the scrues, then demanded if noe body aduis'd him to breake prison or assist him answered no body

Then John Hunt was call'd before the Gouernor and Councell and of him demanded Whether hee could Swear that the boy Arthur Nottool did breake open his howse, who reply'd hee could not—

The Examinac̄on of Elizabeth Greene taken this 5th day of July 1664 Before the Gouernor and Councell–being asked if her name was Elizabeth Greene, answered yes, and what Country Woman she was said borne fiue miles from Norwitch. asked where she liued, answered she liued last wth John Gary. You are accus'd of hauing a Bastard Childe and that yow did murder it. She answered she had One but did not murder it, nor did not see what she had whether it was a Childe form'd or not. What made yow soe barbarous to make it away She answered she was gone But 4 monthes had yow a Childe borne or not, answered she did not see such a thinge but was deliuered being put into a fright by some runawayes.

William Wheeler and Thomas Taylor as wittnesses V Elizabeth Greene examined, Wm Wheeler first Doe yow know Elizabeth

Greene. Yes I liu'd in the howse w^th^ her. did yo^w^ know whether she was w^th^ Childe. hee did not know but she was uery bigg–then the said William Wheeler was demanded whether hee heard any thinge Cry w^th^ a uoyce in the likenesse of a Childe. Yes something hee did heare like the uoyce of a Childe att the time that she was sicke Liber B B [p. 296]

Thomas Taylor examined saith that hee Came into the howse when she was lying on the Ground and asked her what she ayled and bid her goe to bed, and that she had milke and water in her breasts two months before—

Grace Parker Examined saith That she was a stranger to the wench and did not see her aboue once all the time she was w^th^ Childe and that she did search her breast and the wench deny'd she was w^th^ Childe but there was milke in her breasts And it was a goeing away being hard and Curdled–And she desireing her to declare after she was deliuered what she had done w^th^ her Childe she said she had buryed it in such a place but when they Came to search for it they Could finde noe such thinge—

John Bessick examined saith Being asked was yo^w^ w^th^ Pope Aluey in the woods, answered yes. doe yo^w^ know how bigg the sticks was that hee struck her withall. Yes, it was a small stick lesse then his little finger by a greate manner being asked whether the Homony that Pope Aluey put into Alce Sandfords mouth was hott or Cold hee said Cold—

Thomas Sprigg his Charge drawne up against Arthur Nottool These are to Certifye that Arthur Nottool sometime in June last past was Committed a prisoner into my Custody upon suspiticon of Burglary and according to warrant directed to mee bearing date the 13^th^ June last past signed by M^r^ Francis Anketill the said Arthur Nottool did take into my Custody and put Irons upon his leggs and lockt him in a Close roome and put a watch ouer him for his more sure keeping, notwithstanding on twesday last past in the night time the said Nottool did unfetter himselfe and breake his prison and further broke into my milke howse and tooke away 3 Cheeses w^th^ him and a Canuas bagg and two loaues of bread and into the woods hee went and was escaped till by narrow search hee was found Wittnes my hand this 5^th^ July 1664— Thomas Sprigg

The Sherriffe of S^t^ Marys County returns his writt for summoning nine persons towards a petty Iury—

The Sherriffe of Caluert County returns his writt for summoning nine p^r^sons for a petty Iury—

The Jurors goeing out by themselues to Consider of the Inditem^ts^ and the Euidences and theire Verdicts–The Jurors Came into Court [p. 297]

Liber B B answering all to theire names–The fforeman gaue in theire Verdicts Endorsed on all the Bills, (Vizt) Billa Vera—

The Prisoners being Call'd to the Barre The Presentments was read to which each Prisoner pleads not Guilty, And Craues to bee tryed by God & theire Country—

The Presentments as followeth

The Jury for the Right Hon^{ble} the Lord Proprietary doe p^{r}sent that Arthur Nottool taylor late of Abingtons Clifts in Caluert County the tenth day of June in the yeare of Our Lord God 1664 in the night of the same day by force and Armes the howse of John Hunt of little Eltonhead Manno^{r} in the said County Burglariously and feloniously did breake and enter and One Gunn of the said John Hunts of the uallue of twenty shillings and One shirte to the uallue of fiue shillings did feloniously steale and carry away to the greate dam̄age of the said John Hunt and Contrary to the Peace of his said Lords̄p his Rule and Dignity—

The Jury for the Rig^{t} Hon^{ble} the Lord Proprietary doe Present that Arthur Nottool Taylor late of Abingtons Clifts in Caluert County being in Prison in the Custody of Thomas Sprigg Gent^{n} high sherriffe of Caluert County for Burglary for which hee was to bee tryed att the Prouin^{all} Court held this 5th July 1664 by force and Armes the howse of the said Thomas Sprigg in which hee was imprisoned did breake and soe out of that Prison then and there did passe and feloniously escape Contrary to the peace of his said Lords̄p his rule and dignity—

The Jury for the Right Hon^{ble} the Lord Proprietary Doe p^{r}sent Pope Aluey in Brittons Bay in the County of s^{t} Marys Cooper the twenty ninth day of ffebruary in the yeare of Our Lord God 1663 att S^{t} Winifreds in s^{t} Clements Hundred in the County aforesaid upon Alce Sandford Seruant to the said Pope Aluey by force and Armes an Assault did make and wth Certaine Sticks of no uallue which hee the said Pope Aluey in his right hand then and there did hold, diuers blowes on the Body of the said Alce Sandford did strike soe that of the Said Blowes the said Alce Sandford did dye wthin halfe an houres space, and soe that the said Pope Aluey the said Alice Sandford then and there feloniously did kill Contrary to the peace of his said Lords̄p his Rule & dignity

[p. 298] The Jury for the Rig^{t} Hon^{ble} the Lord Proprietary Doe p^{r}sent Elizabeth Greene of Garriden in Caluert County spinster the sixth day of May in the yeare of Our Lord God 1664 being bigg wth Childe by Gods Prouidence was deliuered of a Certaine liuing man Childe which said liuing man Childe She the said Elizabeth Greene did throw into the fire, And soe that the said Elizabeth Greene the liuing man Childe by throwing into the fire in manner and forme aforesaid, then and there feloniously and of malice forethought did Kill and

Murder Contrary to the peace of his said Lords̄p his Rule and Dignity— Liber B B

The Grand Jury discharged and the Petite Jury called (uizt)

Foreman M^{r} Richard Smyth
Joseph Horsley
W^{m} Dorrington
Francis Armstrong
Robert Blinckhorne
William Groome

Thomas Bennitt
William Hatten
William Watts
Robert Jones
William Black
William Harper

The presentments was againe read to the said Jurors, And the Euidences Called Examined and Sworne as afore–The Jurors wthdrew to Consider on the said Bills and theire Charge—

The Jurors being called and answering all of them to theire Call by theire Seuerall names–The fforeman deliuers in theire Verdicts endorced on the backside of each bill with this word (uizt) Guilty—

Pope Aluey Arthur Nottooll and Elizabeth Greene all Called by theire names to the Barre—

Pope Aluey first demanded of him what hee had to say for himselfe. To which hee Craues Benifitt of Clergy, which was granted him, And the booke being giuen and demanded whither he read or not, Answere was made that hee read—

Arthur Nottooll being demanded what he had to say for himselfe To which hee Craues benifitt of Cleargy, w^{ch} was Granted him, and the booke being giuen, and demanded whither he read or not, Answere was made, that hee read—

Ordered thereupon that the said Pope Aluey & Arthur Nottooll bee forthwith burnt in the brawne of theire righte handes with a red hott Iron. Which was by the Vnder Sherriffe immediately Executed—

Then was it demanded of Elizabeth Greene, what she had to say [p. 299] for herselfe, Answered that she threw herselfe on the mercy of the Board, being againe demanded if that was all she had to say, she Answered Yes–Then Sentence of Death past upon her by the Gouerno^{r} and Judge in these words following (uizt) Elizabeth Greene Yo^{w} shall bee Carryed to the place from whence yo^{w} Came, from thence to the place of Execuc̄on, and there bee hang'd by the neck till yo^{w} are dead, and soe God haue Mercy upon yo^{r} Soule.

On the Morrow being the 8th July 1664 warr^{t} issued to the Sherriffe of s^{t} Marys County for the p^{r}formance of Execuc̄on (uizt)

Whereas Elizabeth Greene was att Our Court of Sessions Arraigned for Murder and there found Guilty by the Virdict of the Jury, upon which sentence of Death was past as by the Judgment giuen on the 6th day of July 1664 doth upon Our Record appeare,—

These are in the name of the Rig^{t} Hon^{ble} the Lord Proprietary of this prouince to will and require yo^{w} to see the said Elizabeth Greene

Liber B B carryed to the place of Execuc̄on this 8th p^{r}sent betwixt 8 and 9 of the Clock in the morning there to hang by the neck till she be dead according to the Iudgm^{t} giuen on the 6th day of this p^{r}sent Instant, And for soe doeing this shall bee yo^{r} Warrant Giuen und^{r} my hand this 8th July 1664— Signed Charles Caluert
To the High Sherriffe of S^{t} Marys County

The Sherriffe returnes the abouesaid writt and endorsed on the back side thereof Executed By Mee Thomas Dent—

Francis Gunby pl̄t:
Richard Deauo^{r} def^{t} } noe returne

uide 261 George Read pl̄t:
Mary Bateman the
Ex^{trix} of Jn^{o} Bateman def^{t} } respited as it was last pro^{all} Court

Mary Bateman the
Exe^{trix} Jn^{o} Bateman pl̄t
James Jolly defend^{t} } Retracted—

Pope Aluey pl̄t:
James Veitch dff^{t} } the pl̄t: being und^{r} restraint the Cause not heard—

[p. 300] James Eluerd by his Attō
Francis Riggs, plaintiffe
Joseph Horsley defend^{t} } the plaintiffe sues as in his pet^{con} in 278 defend^{t} desires the proue of his letter of Attorney from James Eluerd The pl̄t not prouing his letter of Attorney hauing but one wittnesse p^{r}sent the other being att Petuxent, the def^{t} Craues a Nonsuite which by the board was Ordered wth Cost of Suite—

To the Hon^{ble} Gouerno^{r} and Councell
The humble pet^{con} of Jos: Horsley
Humbly desires Ord^{r} for these ffees ffollowing ag^{t} Francis Riggs the Attorney and ffactor of James Eluerd who reputed himselfe soe—

Nonsuite	350	
	60	Attorney ffees
	120	4 dayes goeing and Coming and 2 dayes attendance
	530	

Ordered by the Court that these Charges bee sattisfyed the deft being 530^{lb} tob:

268 Mary Bateman pl̄t
Nic^{o} Spencer defend^{t} } let fall'n there being noe such person att present as Ann Wright, she marrying Dauid ffox of Rappahannock—

Nic^{o} Spencer pl̄t } let fall'n ut supra— Liber B B
Ma: Bateman deft }

Jn^{o} Nuthall pl̄t } the pl̄t: sues as in his pet^{con} upon a specialty in Tho: Dent defend^{t} } folio 275–Judgm^{t} by the def^{t} confest for 3892^{lb} tob.: the remaine of the said Bill there being a receipt on the back side for part thereof to be paid att One intire payment & accordingly entred for Iudgm^{t}—

Jn^{o} Nuthall pl̄t: } respited for an hour till the Defend^{t} puts in his answer
Tho: Dent defend^{t} }
the Attor̄ of Hollingworth }

Jn^{o} Reed pl̄t: } the pl̄t sues as in his pet^{con} fo: 276 the def^{t} Geo: Reed defend^{t} } put' him to proue his declarac̄on that he had made any trespass upon the said land–the pl̄t: not prouing any trespass neither by wittnesses or otherwise the def^{t} Craues Nonsuite, which by the Board is Ordered–likewise the Board hath Ordered the def^{t} these charges following

A nonsuite	350	500^{lb} tob:
3 dayes attendance ..	90	
Attornyship	60	

Summons in ditto Causo for Peter Ioy in Court—

John Halfhead pl̄t } The pl̄t sues as in his pet^{con} fo: 283 producJone Nicculgutt def^{t} } ing the deft^{s} Indenture–The defend^{t} by her Attorney puts in her answer which is as foll̄:

To the hon^{ble} the Gouerno^{r} and Councell 283

The defence of James Thompson Gent^{n} in the behalfe of Jone Moglanna (uide) 330

Imp^{r} In answere to that Clause in the pet^{con} of the plaintiffs w^{ch} saith that neither the plaintiffe nor M^{r} Cuthbert ffenwick were p^{r}sent att that time when Jone Maglanna had her freedome Granted by Order of Our Court, I the said James Thompson in behalfe of the said Jone Maglanna doe auerre th^{e} Contrary And Cann and will [p. 301] proue that M^{r} Fenwick was then p^{r}sent and did demand of mee (who then was alsoe her Attorney) why I needed to sue in this Case and I made him answere why doe yo^{w} then retaine her and hinder her ffreedome And hee said I hinder her not, and therefore that Clause in the Plaintiffs declarac̄on is erroniously alleadged—

Secondly that pretended Indenture is noe way effectuall to binde 2^{ly} the said Jone Maglanna it being made allmost a twelue month after her Arriuall as by two Oathes (now resting upon Record in Caluert County and whereof the Plaintiffe hath a Coppy) may euidently appeare, therefore the defend^{t} is unjustly sued for anothers yeares Seruice.

Liber B B 3^{d} Third^{ly} the def^{t} hath truely and honestly serued the full Complem^{t} of seruitude w^{ch} she came in for and according to the tenor of that false Indenture (if that said Indenture cann obleidge her) and therefore had her ffreedome granted her by Order of Court it being but iust and due after twelue yeares seruice—

4th Fourthly except the plaintiffe cann proue the said Oathes falsely and partiallie taken and soe Consequently Ouerthrow the said Order of Court (which I looke upon to be a ticklish point and too strong foundations to build my defence upon in this Suite) I shall humbly Craue of this Hon^{ble} Court such sattisfac̄con for this uniust molestac̄on as Iustice and equity shall require wth Cost of Suite—

5th fifthly and lastly I shall desire this Hon^{ble} Court would be pleased seriously to take it into theire Iudicious Considerac̄on, that if Orders of Court bee soe weake and mens Oathes soe little auailable as thus upon euery turne like to be brought to nothing, Noe man shall euer haue either security for his debt or Certainty of his Cause whatsomeuer or howsoeuer Ordered in soe much that Lawes and Courts to maintaine the right of lawes will seeme excluded and totally ouerthrowne

The Plaintiffe still pleades for sattisfac̄con for his seruants time that is due by Indenture. The Board ueiwing the Indentures It is Ordered that the Comm^{rs} of Caluert County doe informe this Court of the whole proceedings att the next Prouin^{all} Court and giue the reasons of the Setting free the said Seruant Jone Nicculgutt and that she doe alsoe then appeare to make her defence therein—

The Court is adjourn'd by the Leiutenn^{t} Generall till tomorrow morning 9 of the Clock punctually

The Court mett againe on wensday 6th July 1664 all p^{r}sent as before—

Thomas Dent pl̄t } the pl̄t sues as in his declarac̄on–the deft produc-
Ant° Griffin def^{t} } eth a receipt that the said debt is Sattisfyed. the depositiones of Nic° Gwyther & Rob: Jones taken in this Case—

uide 252: 254: Ordered that the defend^{t} pay the plaintiffe 400^{lb} tob: being the remainder of the pl̄t^{s} specialty for 1000^{lb} tob:—

[p. 302] Att a Court held at Newtowne for the County of S^{t} Marys the first twesday in June 1664—

M^{r} Rob: Slye } M^{r} Jn° Vanhack }
M^{r} Jn° Lawson } M^{r} Nic° Young } Comm^{rs}
M^{r} Jn° Nuthall } Leiut^{n} Coll̄ Jn° Jarboe }

To the worshp^{ll} Comm^{rs} of the County of S^{t} Marys

The humble pet^{con} of Richard Bancks and Randolph Handson humbly sheweth—

That yor petrs as ffeoffees in trust to Elizabeth the wife of Docter Luke Barber sues the defendt Hen: Spincke for 3000lb tob: and Caske formerly belonging to the said Dr Luke Barber as appeares by specialty bearing date 24th June 1660 therefore yor petr Craues an Order of this worpll Cort for the sd debt wth Cost of suite–And they shall allwayes pray— Liber B B

Capt Rich: Bancks and Randal Hanson as ffeoffees in trust to Elizab: the wife of Dr Luke Barber plt:
Henry Spincke defendt
In the debate of this Cause the defendt appealed to the Prouall Courte–It is ordered that the proceeding be sent to the next Proall Court and that the defendt giue security for his appearance there and in Case he be Cast to pay double dam̄ages and Cost of suite Vera Copia Walter Hall

The Answere of Henry Spincke

Defendeth himselfe and saith that hee oweth not unto the said Richd Bancks and Randall Hanson nor unto Elizabeth the wife of Dr Luke Barber any thinge true it is that he is Obleiged unto the said Luke Barber the sume of 3000lb tob: due by bill which said bill hee Conceiues himselfe not bound to pay to Richard Bancks Randall Handson nor the wife of Dr Luke Barber, for this reason hee the said Barber neuer had any Consent of the sd Spincks to assigne the debt aforesaid to any prson—

And the Court Considered that the bill by which the said Henry Spincke stands endebted to the said Luke Barber is made payble onely to the said Luke Barber and not to his heires Executors Administrators or Assignes and therefore Ordered that the Appealant be dismissed sine die—

Thomas Nottley the Attorney of Richd Bancks & Randall Handson ffeoffees in trust to Elizabeth the wife of Dr Luke Barber in this Cause appeales to the Assembly which hee desireth to haue notice on the Record Entred thereof—

The Court Ordered that the ffeoffees in trust to Elizabeth the wife [p. 303] of Dr Luke Barber pay but single Court Charges to Henry Spincke

for three dayes attendance..................	90lb tob:
Two dayes Coming and goeing..........	60
Attorneys ffees	60
	210

Att a Court held in Charles County March the 8th 166¾

Prsent Mr Henry Adams, Mr Walter Beane, Mr Zachary Wade, Mr Willm Marshall Commrs

Mr John Meekes by his Attorney Willm Price presenteth this ensueing petcon

Liber B B To the Commisrs of Charles County

The humble petcon of Jno Meekes sheweth

That yor petr being a stranger and hauing obtained an order agt the Estate of Humphery Haggett to the uallue of 3935℔ tob: or thereabouts for the which yor petr tooke out Execuc̄on the sherriffe hauing Contrary to lawes as yor petr supposeth after Execuc̄on serued without notice giuen yor petr sworne insufficient apprаysers to the Greate Detriment of yor petetioner Yor petr therefore beggs that the bussinesse may bee heard betweene the sherriffe & him and that Justice may take place & hee shall pray &c.

Whereupon the sherriffe produced this ensueing note uizt

An Apraysmt of two Seruants of Ann Haggetts Admtr of Humphery Haggett taken on execuc̄qn by Order from Jno Meekes this 10th of ffebruary anno 166¾–The Apprаysers Henry Franckcom and Nehemiah Little

James Williams apprаysed att.	2000℔ tob:
Daniel Russell apprаysed att.	3000
	5000

Apprаysed by Vs aboue written as
wittnes Our handes— Henry Franckcum
Nehemiah N Little

Sworne before mee this 10th ffebb: 166¾
Jos: Harrison

Whereupon the said Meekes humbly requires to haue a reapprаysment and that the Court would be pleased to appointe any indifferent men to reappraуse the Said Seruants alleadging that hee had heard that one, or both of the Apprаysers should say that if in Case hee [p. 304] or they had knowne what they haue knowne since they would haue apprаysed them att seauen thowsand pounds of tobb:

Whereupon it is the oponion of the board that it is noe legall appraysmt and that allsoe because there was no warrt of Appraysmt issued forth and because Mr Meekes was not prsent nor had any notice of the Appraysment—

It is therefore Ordered that Mr John Neuill and Alexander Smyth shall reappraуse the sd Seruants who being sworne in open Court to make a true appraysment of James Williams and Dan: Russell according to the best of their understandings–They demanded to know how long James Williams and Daniel Russell each of them had to serue and the sherriffe auerring that James Williams had about One yeare and three quarters to serue and Daniel Russell about six yeares

They apprаysed James Williams att.	1500℔ tob:
and Daniel Russell att.	2000
	3500

Whereupon it was the oponion of the board that they had made a uery Just appraysment of them. Liber B B

Hanc ueram esse Copiam testimonium facit Caroli Comitatus Amanuensis— Georgius Thompsonus—

Know all men by these p^{r}sents that wee Henry Adams Walter Beane Zachary Wade William Marshall of Charles County in the prouince of Maryland Comm^{rs} Doe hereby Constitute Ordaine and appoint Our trusty and well beloued freinde George Thompson of said County and Prouince Gent^{n} Our true and lawfull Attorney for us and in Our names to Answer and defend an accōn of the Case Commenced against us by the last sherriffe of the said County M^{r} Francis Pope Giuing and hereby Granting unto Our said Attorney our full power and lawfull Authority in the p^{r}mises as fully largely and amply might or Could haue if personally there p^{r}sent and under him one or more Attorney or Attorneys to Constitute Ordaine and appointe and him them or any of them att his will and pleasure to reuoke annihillate and make uoyd Ratifying and allowing and houlding firme and stable all and whatsoeuer Our said Attorney shall doe or Cause to bee done in or about the p^{r}mises as fully largly and amply as wee Our Selues might or Could doe If person- [p. 305] ally there p^{r}sent and did and acted or had Caused to haue been done and acted the same as wittnes these Our handes and Seales this 4th of June 1664—

Signed sealed and deliuered
In the presence of Vs.
John Hodgson
John Walton
his I marke

Henry Adams Seale
Zachary Wade Seale
Walter Beane Seale
his A marke
William Marshall
his ꝑ marke Seale

Francis Pope plaintiffe
Henry Adams Walter
Beane Zachary Wade and
W^{m} Marshall defendants

The p̄lt: sues as in his pet^{con} in folio 274 The defendants by theire Attorney George Thompson pleads on the back of the declaracōn by endorsm^{t} not Guilty—

Joseph Harrison deposeth in open Court that hee sworne Henry Franckcum and Nehemiah Little as appraysers of two men seruants for John Meekes and under the repute of honest men—

Abraham Rowse sworne in open Court saith–after I had Executed these Seruants and brought them to an appraysment I sent them to M^{r} Meekes whereupon they askt M^{r} Meekes for some Victualls and hee caryed them to Cap^{t} Troopes and keepes them there 14 dayes after which was an acceptance—

The p̄lt saith hee is dampnifyed 1500^{lb} tob: which they stopt in theire owne handes Therefore desires remedy ag^{t} the Commission^{rs} of the County as aforesaid

Liber B B James Williams saith, I did Come to M^r Meekes I was sent to him by M^r Rowse, hee askt mee what I was appraysd att I told him I could not tell by reason M^r Rowse bid mee I should not tell him till hee came—

The Judgment of the Board is that the 1500^{lb} tob: be paid the plaintiffe by the Comm^{rs} of Charles County then p^{r}sent in Court wth Charge and Cost of Suite—

A bill of Charges of Francis Pope late high sherriffe of Charles plt Coppy County in the suite against the Comm^{rs} M^r Henry Adams Walter Beane Zachary Wade and W^m Marshall as followeth—

ffor M^r Joseph Harrisons being Subpœned from the upper partes of Nanjemy 3 dayes Comming 3 dayes goeing and 2 dayes attendance att the Court at 30^{lb}	240
	^{lb} tob:
[p. 306] Brought from the other side	240
For Henry Franckcum 3 dayes coming 3 dayes goeing and 2 dayes attendance	240
For James Williams from Portobacco 2 dayes and halfe coming and 2 dayes and halfe goeing and 2 dayes attendance	210
For Abraham Rowse from Piccowaxen 2 dayes coming 2 dayes goeing and 2 dayes attendance	180
For my owne coming 2 dayes and 2 dayes goeing and 2 dayes attendance	180
For Attorneys ffees	60
	1110

Ordered that 1110^{lb} tob: bee sattisfyed the plaintiffe by the Comm^{rs} for Charge

John Gittings the Attorney of Barnaby Jackson the Guardian of Samuell Cooper the Orphan of Sampson Cooper plaintiffe 283 : 284 William Price and Hannah Lee the Relict of Hugh Lee defend^t the plaintiffs bill which by him in Chancery was preferr'd ag^t the defendents being read the defend^{ts} by theire Attorney puts in some Objectiones, after some disputes, the deft^s Craues day till the next Prou^{ll} Court to put in theire answere. Ordered that William Price and Hannah Lee the Relict of Hugh Lee haue till the first day of the next Prouin^{all} Court and there in Chancery to put in theire answere to the bill preferr'd ag^t them as in folio 284 in Chancery Likewise Ordered that those letters of Admic̃on formerly granted to Hugh Lee on the behalfe of the said Sam: Cooper bee reuok't and that other letters of Admin^{con} be granted Samuell Cooper the Orphan of Sampson Cooper deceased

Hugh Standley pl̄t : } The pl̄t sues as in his declarac̄on in fo: 270 Liber B B
Thomas Pagett deft } The Aligac̄on, that the deft did call him Cheating Knaue and that hee would proue him soe. the defend^{t} pleads a Justifycac̄on & trauers Michaell Crandley and Ann his wife sworne in open Court saith that there was a Certaine bill for tobacco remaining in the handes of M^{r} Hugh Standley which by him in theire hearing was promised to be deliuered up to Thomas Paggett whensoeuer hee would Call for it which being refused by the pl̄t was by the deft call'd Cheating Knaue Jn^{o} Anderson and John Chittam likewise att the request of the defend^{t} sworne in open Court saith, that there was a Cow and Calfe (by relac̄on) M^{r} Trumans which said Calfe was by Hugh Standley kill'd Contrary and wthout any Order of M^{r} Trumans Therefore alleadged by the defend^{t} to bee a Cheating Knaue after some disputes the Court desired both partyes to let the bussiness fall the pl̄t being att this instante indispos'd in health and hauing noe Attorney to plead for him that was sencible of the whole bussinesse upon which the defend^{t} urg'd for a nonsuite which was granted wth Cost of suite uerte

pl̄t & defend^{t} Copyes

Thomas Paggett his bill of Cost and Charge in Answer to the Suite of Hugh Standley allowed by the Court uizt [p. 307]

	℔ tob:	
4 wittnesses 7 dayes	760	1170
Attorneys ffees	60	
a nonsuite	350	

John Nuthall pl̄t :
Tho: Dent defend^{t}
the Attorney of Will^{m}
Hollingsworth } This Cause being before respited for an hour untill the def^{t} could put in his answere, which is uiz^{t} hee submitts to bee acomptable before Auditors appointed by the Court, upon which 4 Audito^{rs} was appointed with this ensueing Commission to impower them thereto— uide 276

Cæcilius &^{c} whereas there are seuerall Causes depending betweene M^{r} John Nuthall pl̄t: and M^{r} Thomas Dent the Attorney of William Hollingworth deft: uppon accompt, And for as much as the saide partyes hath desired the s^{d} differences to bee put to foure Audito^{rs} by Vs appointed in Prouin^{all} Court, Wee doe therefore hereby will and require yo^{w} Cap^{t} Thomas Manning Nicholas Young Thomas Sprigg and John Gittings Gent^{n} that dilligently uiewing all papers whatsoeuer that shall bee brought before yo^{w} concerning the Bussiness aforesaid yo^{w} send a report thereof under yo^{r} handes and seales to the next Prouinciall Court held at s^{t} Marys the 4th day of Octob^{r} next ensueing the date hereof, And doe hereby further appointe and Authorize yo^{w} to Examine upon Oath and take depos^{ons} of such p^{r}sons that cann giue Euidence in relac̄on to the p^{r}misses aforesaid Giuen und^{r} my hand and lesser Seale of this Prouince this 7th day uide order 329:330

Liber B B of July in the 33th yeare of his Lords̄ps Dominion Ouer this Prouince annoq; Domini One thowsand Six hundred Sixty ffowre—

To Capt Thomas Manning
Nic° Young Thomas Sprigg
& Jn° Gittings, Gentlemen

Thomas Dent the Attorney of Wm Hollingsworth plaintiffe John Nuthall defendant } The defendt submitts to bee accomptable before Auditors appointed by the Court the aboue

uide 281 menc̃oned Commson being likewise of Concerne wth this Cause—Ordered Vt supra—

Thomas Nottley merchant acknowledgeth sattisfacc̃on receiu'd for three thowsand seauen hundred thirety ffowre pounds of tobacco and Caske due to him the said Thomas Nottley from Hannah Lee, by Vertue of an Order by the Prouinall Court bearing date the 9th Sept 1663

William Price Confesseth Judgment to the abouesaid Thomas Nottley for the said Sum̃e of Three Thowsand seauen hundred thirety ffowre pounds of tobaccoe and Caske—

Before Philip Caluert Esq;
Daniel Jenifer Clarke

[p. 308] Capt Nicholas Gwyther pl̄t
Thomas Wynne defendant } The pl̄t: sues in his petcon in fol: 275 and wthall hee produced an Indenture betweene him and Richard Willan as foll̄: (uizt)

This Indenture made the 3d day of July in the yeare of Our Lord God 1662 Beetweene Capt Nic° Gwyther late sherriffe of the County of St Marys in the Prouince of Maryland on the one part And Richard Willan now Sherriffe of the said County in the prouince aforesaid on the other parte Wittnesseth that the said Nicholas Gwyther doth deliuer upp to the said Richard Willan, Robert Stack being Committed Close Prisoner for disturbing the Minister in diuine Seruice And I the said Richard Willan doe hereby acknowledge to haue receiued the said Stack In wittnes whereof the partyes aboue named haue Interchangeably sett theire handes and seales the day and yeare aboue written— Richard Willan Seale

Signed sealed and deliuered
In the prsence of
John Gittings
Henry Heylyn

Jn° Gittings deposed saith that in his prsence the aboue menc̃oned Indenture was sealed and deliuered by Richard Willan as his Act and deed unto Capt Nicholas Gwyther hee being a wittness thereto.

The defendant put's in his answer (uizt) The defendt desireth that the plaintiffe may bee enforced to proue that hee Committed the said Robert Stack into my Predecessors Custody (Richard Willan) Liber B B which if hee fayleth of prouing wee humbly Conceiue Our selues to bee noe wayes Obleiged to sattisfye the plaintiffes demand and then most humbly Craue an abatement of the writt wth an Order of Court for Cost and Charge of suite &^{c}—

The Court allowed the aboue menc̄oned Indenture Sufficient proffe for the deliuery of the prisoner unto Rich: Willan But Considering the Orphans of the said Willan will bee the Sufferers if Judgm^{t} should passe against the defendant It is Ordered that this Cause bee respited till the next Prouinciall Courte—

The Court being informed that William Jackson is deceased and that hee hath left a two yeare old heifer to Robert Jones and the said Jones hauing been att the Charge of the burying the said Jackson, Therefore—

Ordered that the said Jones pay the funerall Charges and take the said Heifer for his owne proper use wthout any letters of Administrac̄on issuing thereon—

Peter Joy & Jn^{o} Mirth pl̄t^{s} } This Cause was respited last Prouin^{all} [p. 309]
Hugh Standley defendant } Court untill the Chancello^{r} of this Prouince and M^{r} Henry Cowrsey bee p^{r}sent in Court who was then Judge in the Testamentary Causes. The Chancello^{r} being now p^{r}sent in uide 252 Court, and the will of Daniel Goulson againe produc'd by the defend^{t}, and alleadg'd by the defend^{t} that it was not a prou'd will, the the def^{t} produceth letters of Administrac̄on which makes it a will prou'd—

The defend^{t} Craues a nonsuite, which was granted wth Cost and Charge as followeth (uizt)

To the hon^{ble} the Gouerno^{r} and Councell of Maryland

The humble pet^{con} of Hugh Stanley for these Charges against Peter Joy & Jn^{o} Mirth

The Court afore ffebb: Court 4 dayes attendance..	120	℔ tob: 890
Attorneys ffees	60	
ffebb: Court 4 dayes att attendance............	120	
Attorneyes ffees	60	
July Court 4 dayes attendance.................	120	
Attorneyes ffees	60	
Nonsuite	350	

Summons in Court issued in ditto Causo for Richard Smyth ret̄ this p^{r}sent Prouinciall Court &^{c}—

Liber B B of July in the 33th yeare of his Lords̃ps Dominion Ouer this Prouince annoqȝ Domini One thowsand Six hundred Sixty ffowre—

To Cap^{t} Thomas Manning
Nic^{o} Young Thomas Sprigg
& Jn^{o} Gittings, Gentlemen

Thomas Dent the Attorney of W^{m} Hollingsworth plaintiffe
John Nuthall defendant
The defend^{t} submitts to bee accomptable before Auditors appointed by the Court the aboue

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Before Philip Caluert Esqȝ
Daniel Jenifer Clarke

[p. 308] Cap^{t} Nicholas Gwyther pl̃t
Thomas Wynne defendant
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Signed sealed and deliuered
In the p^{r}sence of
John Gittings
Henry Heylyn

Jn^{o} Gittings deposed saith that in his p^{r}sence the aboue menc̃oned Indenture was sealed and deliuered by Richard Willan as his Act and deed unto Cap^{t} Nicholas Gwyther hee being a wittness thereto.

The defendant put's in his answer (uizt) The defend^{t} desireth that the plaintiffe may bee enforced to proue that hee Committed the

said Robert Stack into my Predecessors Custody (Richard Willan) Liber B B
which if hee fayleth of prouing wee humbly Conceiue Our selues to bee noe wayes Obleiged to sattisfye the plaintiffes demand and then most humbly Craue an abatement of the writt wth an Order of Court for Cost and Charge of suite &^{c}—

The Court allowed the aboue menc̄oned Indenture Sufficient proffe for the deliuery of the prisoner unto Rich: Willan But Considering the Orphans of the said Willan will bee the Sufferers if Judgm^{t} should passe against the defendant It is Ordered that this Cause bee respited till the next Prouinciall Courte—

The Court being informed that William Jackson is deceased and that hee hath left a two yeare old heifer to Robert Jones and the said Jones hauing been att the Charge of the burying the said Jackson, Therefore—

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Peter Joy & Jn^{o} Mirth pl̄t^{s} } This Cause was respited last Prouin^{all} [p. 309]
Hugh Standley defendant } Court untill the Chancello^{r} of this Prouince and M^{r} Henry Cowrsey bee p^{r}sent in Court who was then Judge in the Testamentary Causes. The Chancello^{r} being now p^{r}sent in uide 252
Court, and the will of Daniel Goulson againe produc'd by the defend^{t}, and alleadg'd by the defend^{t} that it was not a prou'd will, the the def^{t} produceth letters of Administrac̄on which makes it a will prou'd—

The defend^{t} Craues a nonsuite, which was granted wth Cost and Charge as followeth (uizt)

To the hon^{ble} the Gouerno^{r} and Councell of Maryland

The humble pet^{con} of Hugh Stanley for these Charges against Peter Joy & Jn^{o} Mirth

The Court afore ffebb: Court 4 dayes attendance	120	
Attorneys ffees	60	
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Attorneyes ffees	60	890
July Court 4 dayes attendance	120	
Attorneyes ffees	60	
Nonsuite	350	

Summons in Court issued in ditto Causo for Richard Smyth ret̄ this p^{r}sent Prouinciall Court &^{c}—

Liber B B Symond Carpenter pƚt:
Mary Bateman the Ex^{trix} of
uide 261 John Bateman defend^{t}

This Cause was last Prouin^{all} Court respited The defend^{t} demands the plaintiffs Attorney M^{r} Richard Collett his powers, which was produced but Could not proue it haueing but one wittnes p^{r}sent.

The def^{t} Craues a nonsuite which was Granted wth those Charges following (uizt)

To the hon^{ble} the Gouerno^{r} and Councell of Maryland

The humble pet^{con} of Thomas Manning Attorney of M^{rs} Mary Bateman For these Charges ags^{t} Symond Carpenter—

Coppy Ba:

ffebruary Court 4 dayes attendance	120	ꝉb tob: 710
Attorneys ffees	60	
July Court 4 dayes attendance	120	
Attorneys ffees	60	
Non Suite	350	

Mary Bateman the Exetr̄x
of John Bateman plt^{f}
Samuell Chew defent

The pƚt^{f} sues as in her pet^{con} in fo: 241 the defend^{t} by his Attorney M^{r} Rich^{d} Collett alleadgeth that the said debt of Coppy One thowsand thirety fiue pounds of tobb: is sattisfyed as by receipt to bee seen, which said receipt Could not be produc'd by the def^{t} nor the payment thereof prou'd, Therefore Ordered that Judgm^{t} pass upon the said specialty of Samuell Chewes for the said Sum̄e of 1035^{ꝉb} tobaccoe—

[p. 310] John Sheppard plt
Thomas Bennitt deft

The plt^{f} sues as in his petition in fol: 231 by his Attorney Daniel Jenifer The defend^{t} demands by what power hee sues. the pƚt produced his letter of Attorney but his wittnesses not present. the pƚt^{f} alleadeth that ther hath been an Order past allready, hee sueing then by the same power the defend^{t} would not answere but to the same p^{r}son then impowred by the plt^{f} who was Jn^{o} Samwayes. Therefore the Court thought good to dissmiss the Cause and the defend^{t} to beare his owne Charge—

Complaint being made to the Court by the Hon^{ble} Philip Caluert Esqꝫ on the behalfe of M^{r} Thomas Ellison of Vergenia that one man Seruant of the said Ellisons by name James Courtney alias Order 341 Mudge being by hue and Cry apprehended was by W^{m} Bretton a pretended Attorney of the said Ellisons sold to Cap^{t} Thomas Manning to the greate dam̄age of the said Ellison—

Ordered that Summons issue to warne the said W^{m} Bretton that hee make his p^{r}sonall appearance att the next Prouin^{all} Court to make his defence herein, and to doe and receiue what by the Court shall bee Ordered therein—

Summons issued accordingly to the sherriffe of S^{t} Marys County Liber B B to warne the said W^{m} Bretton & infra ret̄ the 4th Oct: next

Laid out for Cap^{t} Samuell Tilghman of London Marriner a tract of land lying on the East side of Chesepiake Bay and on the north side of a riuer in the said Bay Called Choptanck riuer Beginning att a marked Oke upon a point neer the mouth of a Coue on the west side of Tradauen Creeke running north East up the Creeke for breadth 200 perches to the head of a Branch bounding on the north by a line drawne north west from the end of the north east line for length 500 perches on the west by a line drawne south west from the end of the northwest line for breadth 200 perches on the south by a line drawne south East from the end of the southwest line unto uide 243: 244 the first markt Oke on the East wth the said Branch and running from the head of the said Branch on the East side south west downe the branch and Creeke for more breadth 270 perches to a markt Oke bounding on the south by a line drawne south East from the said Oke for length 370 perches on the East by a line drawne north East from the end of the south East line 270 perches on the north by a line drawne northwest from the end of the north East line unto the head of the branch on the west by the said branch and Creeke Containing and now laid out for One thowsand acres more or lesse

These P^{r}sents wittnesseth That I Samuel Tilghman of London Marriner doe hereby Constitute Ordaine and put my Trusty & welbeloued freinde John Nuthall of S^{t} Marys County in the prouince of Maryland Gent^{n} my true and lawfull Attorney for mee and in my name and place to pass ouer in Court the sayle of the aboue men- uide 243: 244 c̄oned land being One thowsand acres of land by Suruey; Called Tilghmans Fortune wth Surrender of the Pattent Granted to mee [p. 311] under the Greate Seale of this p̄uince of Maryland bearing date this 17th day of January anno 1659 Wittnes Josias Fendall Esqꝫ his Lords̄ps then Leiutenn^{t} Vnto Francis Armstrong of the Clifts in Caluert County in the said Prouince, to him and his heires for euer wth all rights Priuiledges and the appurtenances thereunto belonging, and whatsoeuer my said Attorney shall lawfully doe in the premises I doe hereby Ratifye and Confirme the same, allowing what my said Attorney shall doe or Cause to bee done in or about the p^{r}mises or any of them in as ample manner and forme to all intents and purposes as I the said Samuell Tilghman might or Ought to doe if I were then and there p^{r}sonally p^{r}sent as Wittnes my hand this 26th day of Aprill 1664— Samuell Tilghman Seale

Signed sealed and
deliū in the p^{r}sence of
mee Daniel Jenifer

The said John Nuthall did in Open Court pass away and make Ouer in the Behalfe of Cap^{t} Samuell Tilghman by uertue of the fore-

Liber B B goeing letter of Attorney unto Francis Armstrong his heires and Assignes for euer the said p̄cell of land of 1000 acres called Tilghmans Fortune as is on the other side of this leafe exprest the boundes—

Acknowledged in Open Court this
6th day of July 1664 before mee
Daniel Jenifer Cl̄ke

This Indenture made the 28th June in the yeare of our Lord God 1664 Betweene Thomas Marsh of the County of Ann Arundell in the Prouince of Maryland Gent^{n} of the One p̄^{te} & Thomas Manning of Caluert County in the Prouince of Maryland of the other parte, Wittneseth that the said Thomas Marsh hath Clearely bargained sold and by these p^{r}sents Clearely bargaineth and selleth to the said Thomas Manning three hundred acres of land lying upon the Clifts in Caluert County being the moiety or one halfe of 600 acres of land formerly belonging to my ffather M^{r} Thomas Marsh late of Ann Arundell County Gent^{n} who sold to the s^{d} Manning the other moiety or one halfe of the 600 acres of land which sale I doe by these p^{r}sents Confirme with all and singular the appurtenances and proffitts which he the said Marsh or any other person or persons to his use hath haue or had in the said 600 acres of land with the appurtenances from him the said Thomas Marsh and his heires to the said Thomas Manning and his heires for euermore, and further the said Marsh Couenanteth and granteth and allsoe warranteth that he hath Lawfull [p. 312] power and Authority to Bargaine and sell the p^{r}mises to the said Manning and his heires as aforesaid ffreed and acquitted and att all times hereafter discharged by the said Marsh of and from all manner of former and other Bargaines grants sales Trusts forfeitures Joynters Dowers Surrenders Judgments Execuc̄ons, and of and from all other titles troubles and incumbrances whatsoeuer and att all times hereafter att request had and made by the said Manning to the said Marsh hee shall giue more assurance or assurances as by the Councell learned in the law shall bee aduised deuised or Required for the more absolute & p^{r}fect surety and sure making of all and singular the six hund^{d} acres of land and euery part and parcell thereof unto the said Manning and his heires for euer in Considerac̄on of ffiue thowsand pounds of tobaccoe and Caske in hand paid by the said Mannyng to the said Marsh as by Bills bearing date wth the date hereof more at large appeares In wittnes hereof the said Marsh haue sett his hand and seale the day and yeare aboue written

Signed sealed & deliuered Thomas Marsh Seale
In the p^{r}sence of
the marke of
ffrancis **ff A** Armstrong
ffrancis Waste

The Conueyance of land aboue specifyed was in open Court the Liber B B 6th July last acknowledged and past ouer from and by Thomas Marsh of Ann Arundell County unto Capt Thomas Manning of the Clifts in Caluert County Daniel Jenifer Clarke

27 $\frac{3}{m}$ 64

This Indenture made the 15th day of Aprill in the yeare of Our Lord God 1664 Beetweene Francis Armstrong of the Clifts in Caluert County Plantr and Frances Armstrong his wife of the one part and John Edmondson of the Clifts in Caluert County Merchant on the other p̄te Wittnesseth that the said Francis and Frances Armstrong hath Clearely Bargained and sold and by these prsents Clearely Bargaineth and selleth to the said John Edmondson Three hundred and fifty acres of land Called Sarke lying on the south side of Choptanck riuer, lying betweene the land of Andrew Cooke and Thomas Todd as by the Pattent more att large appeares bearing date the ^ with all manner of Proffitts Gaines and Aduantages ariseing upon the same which hee or any prson or prsons to his use hath haue or had To haue and to hold the said land To the said Edmonds his heires and Assignes for euermore, And allsoe the said Armstrong hath Bargained and sold to the sd Edmonds The Pattent anent the said land, which land the said Armstrong waranteth to the said Edmonds and that hee hath lawfull power and Authority to Bargaine and sell the Premises from hime The said Armstrong and his [p. 313] heires for euer to him the saide Edmonds and his heires for euer wth warranty or warrantyes or otherwise as by the Learned Councell of the said Edmonds his heires or Assignes shall bee aduised all former Bargaines and Sales Joynters and Dowers leases and of all other incumbrances and Charge whatsoeuer they be except the rent to the Right Honble the Lord Proprietr And the said Armstrong from him and his heires for euer haue sold the said land to the saide Edmonds and his heires for euer In wittnes whereof the said Armstrong haue sett his hand and seale the day and yeare aboue written and likewise Frances his wife—

the marke of
Francis **ff A** Armstrong Seale
the marke of
Frances **F A** Armstrong Seale

Signed and sealed
in the prsence of
Thomas Mannyng
Jos: Horsley
the marke of
Thomas **B** Backster
ffrancis Waste

The foregoeing Conueyance was by Francis Armstrong and by the Attorney of his wife Frances Armstrong (uizt) (Francis Riggs) acknowledged and past ouer unto Jno Edmonds in open Court the

Liber B B 6th July 1664 wth all theire right title and Interest of the said to the said John Edmondson and his heires for euer Daniel Jenifer

27$\frac{3}{m}$64

Know all men by these p^{r}sents that I Frances Armstrong doe appoint my freinde Francis Riggs in my behalfe and in my steade to make ouer unto John Edmondson and his heires A conueyance of land sold by my husband and mee called by the name of Sarke lying upon the south side of Choptanck riuer, as wittnes my hand and seale this 4th day of July 1664

the marke of
Frances **F A** Armstrong

Testes Demetrus Cartwright
the marke
Robert Dickson

Know all men by these p^{r}sents that I Francis Armstrong of Caluert County in the Prouince of Maryland plant^{r} for and in Considerac̃on of one able hand to mee in hand allready receiued by John Taylor of the same County and prouince aforesaid plant^{r} haue bargained sold aliened assigned and set ouer and by these p^{r}sents doe for mee my heires Executo^{rs} and Administrato^{rs} and assignes bargaine sell alien assigne and sett ouer unto the said John Taylor his [p. 314] heires And Assignes Two hundred acres of land comonly knowne and called by the name of Armstrongs Quarter according to Pattent Granted me for the same Scituate lying and being on the East Side of Chesipiake Bay a little to the southard of James Island beginning att a marked Pyne by the Bay side, To haue and hold the said land and premises with all and Singuler Rights Priuiledges and appurtenances unto the said John Taylor his heires and Assignes for euer wth waranted against all and all manner of Claimes or demands by from or under mee my heires Executo^{rs} or Administ^{rs} or by or from or under our or any of Our Procurem^{ts} hereby promising to saue defend and keepe Harmless the said Jn° Taylor his heires and Assignes of and from all and all manner of Charges Rents ffynes Mortgages Sales grants arrearages of rent or former incumbrances whatsoeuer further promising & obleidging my selfe heires Executors and Administrato^{rs} att the request and Charge of the said Jn° Taylor to make such further assurance or assurances for the said land as his Councell in the law shall him thereto aduize. In Wittnes whereof I the said Francis Armstrong haue hereunto put my hand and seale this sixth day of July 1664

the marke of
Francis **ff A** Armstrong

Signed Sealed & deliuered
in the p^{r}sence of
Nicholas Barhalett
Thomas Owen
Edward Sauage

The aboue menc̄oned alienac̄on was in open Court acknowledged this 6th day of July 1664 from And by Francis Armstrong unto The Attorney of Jn° Taylor for the use of the sd Taylor wth the land therein menc̄oned to him the said Taylor & his heires Liber B B

Daniel Jenifer Clarke

27 $\frac{3}{m}$ 64

July 6th 1664

Then Came Robert Macklyn and deliuered up in open Court his Grant or Pattent for ffoure hundred acres Called Macklyn Burgh lying on the East side of Chesipiake Bay, wth an assignmt on the back side thereof unto John Bagby & Guy White and made acknowledgmt thereof in Court unto the said Bagby and White wth all the said lands rights proffitts & priuiledges

Daniel Jenifer Clarke

27 $\frac{3}{m}$ 64

Ther being noe more Bussiness att prsent the Leiutennt Generall appointed the next Prouinall Court to bee held the first twesday in October next being the 4th day

Memorandm that this 25th day of July 1664 there Came before [p. 315] Vs Thomas Brooke and Charles Brooke Gentn Justices of the Peace of Caluert County for the Lord Proprietary William Dorington of the County aforesaid in person and did Confess to Owe to the Lord Propr ffoure hundred pounds sterling, alsoe att the same time there Came in person John Sinclare of the Same County and did Confess to Owe likewise to the Lord Proprietary ffoure hundred pounds sterlinge—

The Condic̄on of this Recognizance is such that if John Grammer doe make his prsonall appearance att the next Prouinall Court to bee holden att st Marys and doe answere then and there to what shall bee objected agst him in the behalfe of the Lord Proprietr and abide Judgment Then this Recognizance to be uoid and of noe Effect otherwise to stand and bee in full force and Vertue

Confessed Before Vs
Thomas Brooke
Charles Brooke

To the honble The Leiutent Generall of Maryland

Thomas Dent Sherriffe of St Marys County in Complyance and Obedience to a writt to me directed bearing date the 23d day of Nouembr Anno Domini 1663 and Signed by the Leiutennt Generall of this Prouince haue warned twelue men as I am Com̄anded in the said writt who being Conuened att my house, upon the land of Thomas Weston deceased to be extended and uiewing the said lands

Liber B B & other Comodities thereof doe apprayse the same att ffowre hundred pounds of tobacco yearely which said land att the rate extended will in Ninety and Nine yeares make up the sum̃e of thirety nine thowsand six hundred pounds of tob: Wittnes my hand and Seale and the seales of all the rest who are appraysers thereof the 31th May 1664

Thomas Dent seale

Randall Handson
this RH marke Seale
William Harper Seale
William Black Seale
the marke of
Stephen F Roberts Seale
the marke of
William WP Price Seale
the marke of
John I Maggay Seale

William Hewes Seale
Abraham Wattson Seale
the marke of
Willm W Canady Seale
the marke of
Robt M Mackling Seale
the marke of
Siluanus ⊂⊃ Gilpin Seale
Willm Elgate seale

[p. 316] The Charge Giuen to the Jury 31th May 1664 The Gentlemen of the Jury are to Consider barely the uallue of the landes of Tho: Weston deceased, as it was found by them that first settled upon the seuerall Deuidents and soe Compute what it may bee yearely worth untill the Debt of 21600℔ tobb: bee paid with the Dam̃ages and Charges that hath thereby been Incurred—

	℔ tob:
Impr the Losse susteyned for want of ready tob: to improue the bare Interest amounting att 8℔ p̄ rent for Eleauen yeares	19008
paid to Capt Gwyther in 1661 wth other Charges	1500
paid to arreares of rent 23℔ sterling reduced to tobacco	3680
The principle Debt	21600
paid to Mr Brittaine	90
for Executing 39600℔ tob:	1850
for Summoning the Iury	120
paid to Iury men att 30℔	360
paid for accomodating the Iury	120
	48528

These prsents wittnes that I John Nutwell of st Marys in the Prouince of Maryland plantr for a ualuable Consideracõn to me giuen haue sold and deliuered and doe hereby sell & deliuer unto Thomas Courtney of Caluert County in the prouince aforesd Plantr his heires and Assignes One sorrill mare wth a dockt tayle and her two hinde ffeet white and her fore feet gray and she is four yeare old and the aduantage and I the said John Nutwell Doe hereby warrant the said Mare wth all her increase for euer unto him the said

Thomas Courtney his heires and Assignes against any One whatsoeuer Liber B B Claiming thereto and against all Just Claimes in Law Wittnes my hand this 10th day of Septemb^{r} 1664–wth the Increase of her from this date I say John Nuthall

Wittnes Henry Darnall
the marke of
Daniel D C Clocker—

John Gittings the Attorney of Coll̄: Robert Smyth of Rappahannock in Vergeina dem^{ds} Scire Facias (uizt) against John Collett for non payment of 1800^{lb} Sweate sented tobacco, returnable att the next Prouin^{all} Court to bee held on the 4th day of Octob^{r} next dated 11th uide 347 348 July 1664 as followeth—

Cæcilius &^{c} To the Sherriffe of Baltemore County Greeting because [p. 317] that John Collett ought to haue paid to Coll̄ Rob^{t} Smyth of Rappohannock in Vergeina the sum̄e of Eighteene hundred pounds of Sweete Sented tobacco in Caske as appeareth to us upon ueiw of the Records of Our Prouin^{all} Court which is yet unpaid as is alleadged uide 347 348 Wee Com̄and yo^{w} that yo^{w} make knowne unto the said John Collett that hee bee att Our Prouin^{all} Court on the 4th day of October next att S^{t} Marys to shew Cause if any hee haue why the said tobacco should not be leauyed upon his lands Goods and Chattles and to the said Rob^{t} Smyth bee deliuered according to the force and effect of the said Judgm^{t} and haue yo^{w} there the names of those persons by whom yo^{w} haue made this knowne unto him and this our writt Giuen att s^{t} Marys this 11th July anno Domini 1664 Wittnes Our Deare Sonn and heire Charles Caluert Esq Our Leiuten^{t} of o^{r} s^{d} Prouince.

Mary Bateman the Ex^{trix} of Jn^{o} Bateman Esq d̄ds writt ags^{t} July 16th Aug^{o} Herman in an accōn of debt upon Accompt to the uallue of 5^{lb} sterl̄: and 4648^{lb} tobb: and 12 Guilders flemish—

Warr^{t} to sherriffe of Baltemore County to arrest &^{c} ret̄ next Prouin^{all} Court 4th Octob^{r} next—

To the Hon^{ble} the Gouerno^{r} and Councell of Maryland—

The humble pet^{con} of Mary Bateman Ex^{trix} to John Bateman Esq deceased sheweth

That Augustine Herman of little Bohemia in Baltemore County merc^{t} stood endebted unto yo^{r} pet^{rs} husband Jn^{o} Bateman Esq dec^{d} uide 330 in the sum̄e of fiue pounds sterling foure thowsand six hundred fourty eight pounds of tobacco the Ballance of an acc^{t} of nine thowsand two hundred & fiue pounds of tob: due by acc^{o} and alsoe twelue Guilders the Ballance of an acc^{t} of two hundred and three Guilders which said seuerall Sum̄es are become due unto yo^{r} pet^{r} as Ex^{trix} to her dec^{d} husband now soe it is that the said Augustin Herman refus-

Liber B B eth to pay all or any of the said seuerall sum̃es soe become due as aforesaid whereupon yo^{r} pet^{r} humbly pray Order of this Hon^{ble} Co^{rt} as well for the said ffiue pounds sterling as the said ffoure thowsand six hundred fforty Eighte pounds of tobb: and twelue Guilders–And yo^{r} pet^{r} shall pray &^{c}.

[p. 318] Mary Bateman the Ex^{trix} to John Bateman Esqȝ dec^{d} d̄d̄s writt of Attachm^{t} ags^{t} any the Goods debts or Chattles belonging to the Estate of Richard Wright (uizt)

Attach any the Goods debts or Chattles wthin this prouince belonging to the Estate late of Richard Wright of Baltemore County dec^{d} to the uallue of nine pounds tenn shillings sterl: and One thowsand ffowre hundred fourty one pounds of tobb: & them keepe in yo^{r} Custody untill Ann the Relict of the said Richard Wright now the wife of Dauid Fox or some other Exe^{tor} or Adm^{r} of the said Richard Wright or his or theire Attorney doe appeare att the next Prouin^{all}
uide 318 Court to be holden att S^{t} Marys on the 4th day of Octob^{r} next there to answere to the suite of Mary Bateman Ext̄rix to Jn^{o} Batem̃an Esqȝ dec^{d} in an accōn of debt upon accompt to that uallue & abide Judgm^{t} of Co^{rt} therein and then and there returne this writt and this shall bee yo^{r} Warrant Giuen und^{r} my hand this 16th day of July 1664—

To the hon^{ble} the Gouerno^{r} and Councell of the prouince of Maryland

The humble pet^{con} of Mary Bateman Ex^{trix} to Jn^{o} Bateman Esqȝ dec^{d} sheweth

That Richard Wright late of Checacone in the Collony of Verg^{a} Dec^{d} stood endebted stood endebted unto yo^{r} pet^{rs} husband in the sume of nine pounds tenn shillings sterling and one thowsand foure hundred fourty one pounds of tobacco being the ballance of an accompt of tenn thowsand two hundred twenty and three pounds of tobacco which said seuerall Sum̃es are now become due unto yo^{r} pet^{r} as Ex^{trix} unto John Bateman her dec^{d} husband now soe it is that the Estate of the said Richard Wright dec^{d} within this prouince of Maryland is dayly in danger to bee exported out of the Jurisdic̄con of this prouince and no Exe^{tr} or Adminis^{r} appeareth wthin the Prouince to represent the said Estate whereby yo^{r} pet^{r} is in danger to bee left remidilesse—

Wherefore yo^{r} pet^{r} humbly prayes that she may haue Attachm^{t} ags^{t} the Estate late of Richard Wrighte dec^{d} wherefore it might bee found within this prouince for nine pounds tenn shillinges sterling and One Thowsand ffoure hundred forty one pounds of tobb: to the end the Executors or Administrators of the said Richard Wright may bee Compelled to appeare to defend the said Estate and further Order of this hon^{ble} Court for the said seuerall debts due as aforesaid, And she shall pray &^{c}—

Thomas Sprigg the Attorney of Thomas Mountford demands Liber B B
writt of Summons for Benjamin Rozer and Jn^o Emerson to testifye [p. 319]
&^{c} as wittnesses to the deliuery of a power by letter of Attorney To
the said Sprigg from the said Mountford, in the penalty of 500℔ tob: 341
each person if not appearance made on the 4 Octob^r next

Hugh Standley d̄d̄s writt ags^t Thomas Paggett in an accōn upon his Case for Slander and Defamac̄on to the uallue of 30000℔ tobbacco— August 5th

Warr^t to sherriffe of Caluert County to arrest &^{c} ret̄ next Prouin^{all} Court 4th Octob^r next

ditto Standley d̄d̄s summons in ditto Causo for Henry Thickpenny Jn^o Reed Nathaniell ffrench Margarite ffrench Henry Pope Ann his wife and Alice Godsgrace to ditto Court to test̄ &^{c}, in a Cause depending betweene Hugh Standley pl̄t: & Thomas Paggett def^t in an accōn upon his Case for slander and defamac̄on, to the uallue of 30000℔ tob: ut supra upon forfeiture of 500℔ tob: each person in not appearing—

another summons in ditto Causo for Mathew Stone James Veitch and Thomas Sprigg, to testefy ut infra Retur̄ the 4th day of Octob^r next in ditto penulty

To the Rig^t Hon^{ble} the Gouerno^r & Councell of Maryland—
Hugh Standley pl̄f } Accōn upon his Case for slander & defama-
Tho: Pagget defend^t } c̄on—The Plaintiffe declares ags^t the defend^t
in an accōn upon his Case for Slander and Defamac̄on for that the 331
defend^t sometime in ffebruary last past att a store kept att Jn^o Gram- 333
mers house neer S^t Leonards Creeke in Caluert County before a
greate Company of people the defend^t did then and there falsly and
Maliciously slander the pl̄t: the def^t calling the plaintiffe Knaue
Cheating Knaue and further saying and affirming that hee would
proue the pl̄t: a Cheating Knaue and other Odious words to the pl̄t:
then did giue Concerning a bill deliuered by the defend^t to the plain-
tiffe as Administrat^r of Giles Sadleir, Now soe it is the pl̄t has been
in actuall Seruice for the Lord Proprietary and for many yeares
past Commissionated to bee a Justice of peace in the County where
the pl̄t: receiued these false and malitious words from the defend^t,
And therefore the plaintiffe sayth in ffact hee is dampnifyed in his
Credit Thirety thowsand pounds of tobacco and Craues Redress of
this Hon^{ble} Court with Cost of Suite And hee shall pray &^{c}—

William Price of S^t Georges Hundred d̄d̄s writt ags^t Edward [p. 320]
Ward Edward Ward Edward Ward Edward Ward Wardus in an Aug^o 8th
accōn of debt to the uallue of 600℔ tob:—

Warr^t to sherriffe of Caluert County to arrest &^{c} returnable next Prouin^{all} Court 4th October next

Liber B B To the honble Gouernor and Councell in Prouinall Court Assembled

The humble petcon of William Price sheweth

That Edward Ward Edward Ward Edward Ward Edward Ward Wardus did upon the 16th day of June 1663 assume upon himselfe to pay yor petr his heires or Assignes att or upon the tenth day of Nouembr 1663 the full and Just Sum̄e of Six hundred pounds of
uide Lett̄: sound, merchantable tobacco and Caske to bee paid att Mr Boarmans Plantac̄on in St Marys riuer as by his specialty will appeare which
attor̄: 326 said sume of six hundred pounds of tobacco the said Edward Ward Edward Ward Edward Ward Edward Ward Wardus hath not paid and still refuseth to pay to yor petrs dam̄age—

Wherefore hee prayeth Ordr of this Honble Court for speedy paymt therein wth Costs and Dam̄ages, And hee shall pray &c—

Aug° 23d Thomas Dent d̄ds summons for John Abington to testifye &c in Causo inter Jn° Nuthall pl̄t: & Tho: Dent deft the Attorney of William Hollingworth in an accōn of debt upon Accompt, undr the penalty of 500lb tob: upon nonappearance

Warrt to sherriffe of Caluert County to summons &c Ret̄ next Prouinall Court, 4th Octobr next

Warrt for John Grammers Estate

These are in the name &c to will and require yow forthwth to Cause a Generll Inuentory of all the Goodes debts and Chattles that shall or may Come to yor Sight or knowledge belonging to the Estate of
uide 353 Jn° Grammer of Petuxent in Caluert County, and make yow returne
Inuentory thereof att Our next Prouinall Court to bee held att St Marys on the 4th day of Octobr next, and for soe doeing this shall bee yor Warrant Giuen undr my hand this 23d day of August 1664—

To the sherriffe of Caluert County or his deputy

Signed Charles Caluert

[p. 321] James Lee demands writt against James Lindsey in an accōn of
p° Septembr the Case—

Warrt to sherriffe of Charles County to arrest &c Ret̄ next Prouinall Court the 4th October next

ditto Lee d̄ds summons in ditto Causo for Edmund Lindsey and Bartholemew Gather–under the penalty of 500lb tob:—

Summons to ditto sherriffe to warne &c ret̄ ut supra

James Lee Plaintiffe }
James Lindsey defendt } The Plaintiffe declares agst the defendt in an accōn of the Case for that the said Defendt did in the time of his sheriffallty take away and unjustly Detaine a Maid Seruant of the Plaintiffes greatly to the losse and

hinderance of the said Plaintiffe, forcing him the said Plaintiffe to passe his bill for Eighte hundred pounds of Porke and Two hundred pounds of Tobacco for his said seruant or else hee the said Defend^{t} would send her to New England, The aforesaid Two hundred pounds of tobaccoe being as the Defend^{t} p^{r}tended for the aforesaid maid seruants imprisonm^{t}. The Premises being taken into yo^{r} Honno^{rs} Serious Consideracōn, The Plaintiffe humbly Craues yo^{r} Honno^{rs} will please to Order him the said Defend^{t} to returne him his bill wth Cost and dam̄ages or such other sattisfaccōn as yo^{r} Honno^{rs} in yo^{r} wisdomes shall thinke fitt, & hee shall pray &^{c}— Liber B B

Jn^{o} Waire d̄d̄s writt ags^{t} George Reynolds in an accōn of Debt to the uallue of 10000^{lb} tob: and Caske— thirde

Warr^{t} to sherriffe of s^{t} Marys County to arrest &^{c} Ret next Prouin^{all} Court 4th Octob^{r} next

To the hon^{ble} the Gouerno^{r} and Councell

The pet^{con} of John Waire–Humbly Sheweth

That whereas George Reynolds stands endebted to yo^{r} pet^{r} the quantity of Tenn Thowsand pounds of tobacco and Caske, p̄ his default in not Deliuering yo^{r} said pet^{r} three seruants as by his obligacōn doth more att large appeare—

Wherefore yo^{r} pet^{r} humbly Craues an Order of this hon^{ble} Court for the said debt Together wth dam̄age and Costs of suite, and yo^{r} pet^{r} as in Duty bound will pray &^{c} Rob: Slye Attorney

George Goodrick demands writt of Attachm^{t} ags^{t} the Estate of Edward Prescott wth this ensueing Preamble as followeth–(uizt) uide Ord^{r} 348:

Whereas by an Ord^{r} of the Prouin^{all} Court dated the 5th of October 1659 It was Ordered that George Gooddrick should haue fiue thowsand pounds of tobacco wthout abatement out of the Estate of Cap^{t} W^{m} Lewes deceased Extended, as by the said Ord^{r} more att large appeareth, And whereas Edward Prescott did undertake to pay the said fiue thowsand pounds of tobacco unto the said George Goodrick as well as other debts to other Credito^{rs} in Consideracōn of a Lease of the lands of the s^{d} Lewes to him by the Lord Proprietary Granted for and during the whole time of the Extent which Said Sum̄e of 5000^{lb} tob: is yet unpaid as is auerred and the said Edward Prescott doth willfully absent himselfe out of this Prouince to the intent to defraud the Creditors of the said W^{m} Lewes Estate Therefore [p. 322] Sep^{t} 5th

Attach any of the Goods debts or Chattles wthin this Prouince to the uallue of 5000^{lb} tob: in Caske belonging to the saide Edward Prescott, and them keepe in yo^{r} Custody, untill the said Edward Prescott or any Attorney for him shall put in security to bee att the next Prouin^{all} Court to bee held att s^{t} Marys the 4th day of Octob^{r}

Liber B B next to Answere the Suite of the said George Goodrick in an accōn of debt to the uallue of 5000℔ tobacco in Caske and abide Judgm^t of Court therein, and then and there returne this writt Giuen und^r my hand this 5^th day of Sep^t 1664—

To the sherriffe of Charles County or his Deputy

Signed Philip Caluert

Henry Tripp his Declaracōn of Appeale from the County Co^rt of Caluert unto the Prouinciall Co^rt held 4^th Octob^r next

To the hon^ble the Gouerno^r & Councell of Maryland

The hum^ble pet^con of Henry Tripp sheweth

That yo^r pet^r was arrested to Caluert County Court held in Aug^o last past by James Veitch in an accōn upon the Case of Trouer & Conuersione and the said Veitch in his Declaracōn did lay Claime
uide Ord^r 337 338 to a Cow a yearling and a Calfe as in his Declaracōn more att large
may appeare and to proue his title to the said Cattle did supœna one Samuell Vines to be his wittnes who was sworne to declare the truth and the whole truth in that Case depending betweene the said Veitch and yo^r pet^r and when the wittnes was Declaring what he could say the said Veitch the said wittnes did disturbe and abuse before the Court saying hee did subpœna him to bee his wittnes and not to bee the Defend^ts wittnes, And the said Veitch did alleadge to the Court that the wittnes (though subpœna'd by him) was not fitting to speake saying that the wittnes was a Rogue & had been found upon the bed
[p. 323] w^th that whore his Mistris And would Sweare any thinge for her
and many other abusiue words the said Veitch did speake in the Court to disturbe the Wittnes and when the said Veitch could not haue Sworne what hee would hee told the Court that hee would put a little more Charge to it and Craued a Iury to haue his Cause tryed by, whereupon yo^r pet^r Appealed to yo^r Honno^rs which yo^r petition^r did obtaine but the said Veitch did urge the Court and would not be otherwise sattisfyed till yo^r pet^r had put in Security to pay double Costs and dam̄ages which was Ordered—

Y^r Pet^r doe in all humility throw himselfe and Case upon yo^r Honno^rs not doubting but yo^r Judgment will bee according to Justice and equity, And yo^r pet^r shall pray &^c.

Henry Tripp demands writt of Summons for Joseph Horsley William Euans and John Torner in ditto Causo

Summons to sherriffe of Caluert County to warne &^c ret̄ 4^th Octob^r next und^r the penalty of 500℔ tobb:

Cap^t Josias ffendall & Rob^t Hundley Administ^rs and Guardians to the Estate and Children of Cap^t Christopher Russell dec^d dem^ds writt ags^t Cap^t James Neale in an accōn of the Case to the uallue of 500℔ tobacco

Warr^{t} to Sherriffe of Charles County to arrest &^{c} Ret̄ next Prouin^{all} Court the 4th October next Liber B B

To the hon^{ble} Gouerno^{r} and Councell of Maryland

The humble pet^{con} of Josias Fendall and Robert Hunley Administ^{rs} and Guardians to the Estate and Children of Captaine Christopher Russell dec^{d} sheweth

That Cap^{t} James Neale hath lately marked seuerall trees upon the land formerly belonging unto Cap^{t} Christopher Russell also Claimed part of his as his, thereby dampnifying the Children of the said Russell to the uallue of fiue hundred pounds of tobacco–The Premises Considered–It is the humble request of yo^{r} Petitioners that yo^{r} uide ord^{r}
Honno^{rs} would bee pleased to take it into yo^{r} Serious Consideracons 339
and Order the said Cap^{t} Neale to pay unto the said Children fiue hundred pounds of tobb: and allso relinquish his Claime, And yo^{r} pet^{rs} shall pray—

Aprill 12th 1664

Wee whose names are und^{r} written being Summoned to uiew the Corps of a man found upon the shore, doe here under Our handes testifye that to the best of Our Judgm^{ts} hee might bee accidentally Cast away and drowned further wee cannot say—

the marke of	Rich: Gary	the marke of
John W Waren	Jn^{o} Medley	Roger Diggine
the marke of	William Brooke	the marke of
Rob^{t} P·T Thomas	the marke of	Jn^{o} Handy
Edw^{d} Elliott	W^{m} O Bourke	the marke of
Geo: Shaw		Rich^{d} Addams
		Geo: Reynolds

Att a Court held for the County of Ann Arundell June the 14th 1664 [p. 324]

Present	Rob^{t} Burle M^{r} Roger Groste Fran: Holland Jn^{o} Norwood	Cap^{t} Thomas Beeson George Puddington Ralph Williams	Comm^{rs}

Whereas Ann Couell hath been seuerall times required to giue an account of the Estate of John Couell deceased, and She allwayes refuseth to giue an acc^{t} and likewise refuseth Contrary to the Act of Assembly to exhibite an Inuentory or account of the Estate of John Mott deceased though she hath been often Summoned to that effect, in prosecucon of which neglect and denyall of bringing in an accompt the Court hath Ordred the said default to bee entred and to bee returned unto the Prouin^{all} Court according to Act.

Vera Copia teste me Theo: Lewys Cler̄: Comm̄.

Liber B B Hugh Standley d̄d̄s writt of Summons for Michaell Cranley And
Sep^{t} 20th Ann his wife and Margerite Read to testifye &^{c} in a Cause depending
uide 319 inter ditto Stanley pl̄t and Thomas Paggett def^{t} to the next Prouin^{all} Co^{rt} 4th Octob^{r} next und^{r} the penalty of 500^{lb} tob: each person not appearing

ditto die James Veitch d̄d̄s writt of Summons for Samuell Vines Demetrius Cartwright James Price & Will^{m} Euans to testifye &^{c} in a Cause depending upon an Appeale from the County Court of Caluert inter ditto Veitch def^{t} and Henry Tripp pl̄t: under the penalty of 500^{lb}
uide 337: tob: each person not appearing, to the next Prouin^{all} Court being the
338: 339 4th October next—

21th Then Came James Veitch and desires the marke of his Cattle may bee entred which is as foll̄ (uizt) both Eares Cropt and a halfe moon on the upper part of both Eares—

Doct^{r} Luke Barbier d̄d̄s writt ags^{t} Henry Spincke in an accōn of debt to the uallue of 3000^{lb} tob:—
uider order Warr^{t} to sherriffe of s^{t} Marys County to arrest &^{c} Ret̄. next Pro-
339 uin^{all} Court 4th Octob^{r} next—

To the hon^{ble} The Leiutenn^{t} Generall and Councell of Maryland

The humble pet^{con} of Luke Barbier sheweth

That Henry Spinck is endebted to yo^{r} pet^{r} by bill three Thowsand poundes of tobacco A Considerable part of which is yet unpaid–The premises Considered yo^{r} pet^{r} humbly prayes an Order for the Remainder, And hee shall pray &^{c}

[p. 325] Then came Marmadue Snowe and d̄d̄s writt of Scire facias ags^{t}
Sep^{t} 21th Thomas Gerrard Esqꝫ which is as followeth (uizt)

Cæcilius &^{c} To the sherriffe of s^{t} Marys County Greeting, because that Thomas Gerrard ought ought to haue paid unto Abell Snow or his Certaine Attorney his Executo^{rs} or Administrato^{rs} the Sum̄e of One thowsand pounds sterling att the ffeast of S^{t} John Baptist which was in the yeare of Our Lord God 1640 as appeareth by One recog-
uide order nizance now upon Record in Our Prouin^{all} Co^{rt} which is yet unpaid
346 as is Alleadged, Wee Com̄and yo^{w} that yo^{w} make knowne unto the said Thomas Gerrard that hee bee att Our next Prouin^{all} Court to
execucon bee holden att s^{t} Marys on the 4th day of Octob^{r} next, to shew Cause
355 if any hee haue, why the said One thowsand pounds sterling should not bee leauyed upon his lands Goods and Chattles, and to Marmaduke Snow to whom the Rig^{t} of the said Abell is Conueyed as by deed from the said Abell to Idith Snow, and from the said Idith to the said Marmaduke appeareth bee deliuered according to the force and Effect of the said two seuerall Recognizances, And haue yo^{w}

there the names of those persons by whom yo^{w} haue made this knowne unto him Giuen att S^{t} Marys this 21th day of Septemb^{r} 1664. Wittnes Our Deare Brother Philip Caluert Esqȝ Our Chancello^{r} of Our said Prouince of Maryland— Liber B B

Signed Philip Caluert

Know all men by these p^{r}sents That I Thomas Nottley Merchant haue Remised Released and for euer quit claime unto and by theis p^{r}sents Doe Remise and Release William Price of & from all debts dues Judgm^{ts} and Orders of Court due from or obteyned by mee ags^{t} the said Price from the beginning of the world unto the date hereof Wittnes my hand this 21th Septemb^{r} 1664

Wittnes William Euans Thomas Nottley
Daniel Jenifer

$27 \frac{3}{m} 64$

The aboue menc̄oned discharge was att the instance of both persons recorded p̄ mee Daniel Jenifer Cl̄ke

Then Came Tho: Paggett and d̄d̄s summons to warne Tho: Truman George Reed And^{w} Henderson John Bigger & Henry Thickpenny to testifye &^{c} in a Cause inter Hugh Standley and ditto Paggett in an accōn upon his Case for slander & defamacōn und^{r} the penalty of 500^{lb} tob: each person 23^{d}

Warr^{t} to sherriffe of Caluert County to warne &^{c} Ret̄ next Prouin^{all} Court 4th October next

Ditto Paggett Came and d̄d̄s another summons to warne Richard Smyth John Mason & Rich^{d} Gafort to testifye &^{c} upon an appeale in a Cause depending betwixt Thomas Pagget plaintiffe and Robert Kingsbury defend^{t} in an accōn of the Case under the penalty of 500^{lb} tob: each person, if they appeare not [p. 326] 23^{d}

Warr^{t} to sherriffe of Caluert County to warne &^{c} Ret̄ next Prouin^{all} Court 4th of October next

James Thompson d̄d̄s writt of Summons to warne Cuthbert ffenwick to testifye &^{c} in the cause inter Jn^{o} Halfhead pl̄t Jone Maglanno alias Niculgutt def^{t} agst the next Prouin^{all} Court 4th Octob^{r} next— 26

Symon Carpenter d̄d̄s writt ags^{t} Mary Bateman the Executrix of John Bateman Esqȝ deceased in an accōn of debt to the uallue of Sixty three pounds Sixteene shillings & nine pence money sterling of England and 4388^{lb} tobb:— 30th uide pet^{con} 194 195 261

Warr^{t} to sherriffe of Caluert County to arrest &^{c} Ret̄: next Prouin^{all} Court the 4th day of October next–

Liber B B Know all men by these p^{r}sents that I Wiłł: Price of S^{t} Marys County doe Constitute and appointe my wellbeloued freinde William Caluert Esqꝫ my true and lawfull Attorney for me and in my name to aske demand and receiue all such tobaccoes as shall appeare due to me from any person or persons wthin this prouince and upon non payment to sue impleade and imprison them or any of them and upon receipt to release and giue discharge wth as full power and Authority as if I were there p^{r}sonally p^{r}sent, and what my said Attorney shall doe in premises I doe ratifye, confirme and allow firmely by these p^{r}sents as wittnes my hand 28th Septemb^{r} 1664— uide pet^{n} 320

Testes Abraham Wattson the marke of

Rebecca Wattson William Wp Price

the aboue menc̃oned letter of Attorney was by W^{m} Price desired that it should be entred on Record p̄ mee Daniel Jenifer

27 $\frac{3}{m}$ 64

October 4th John Abington demands writt ags^{t} John Salesbury in an accõn of Debt to the uallue of tenn thowsand pounds of tobacco

Warr^{t} to Sherriffe of S^{t} Marys County Ret̃ next Prouin^{all} Court wheresoeuer or whensoeuer it shall bee to Arrest &^{c}

To the hon^{ble} Gouerno^{r} & Councell

uide Order 345 The humble pet^{n} of Rich^{d} Smyth the Attorney of Walter Senserfe and Henry Sewell Administrato^{rs} to the Estate of James Scapes,

Sheweth that whereas the Estate of M^{r} John Bateman standeth endebted to the Estate of James Scapes as by 2 seuerall bills may appeare the som̃e of 3063^{lb} of tobacco & Caske for which yo^{r} pet^{r} did in two seuerall accõns sue M^{rs} Mary Bateman Administratrix to the said Estate att Our Couñty Court for the said debt but Capt Manning the Administratrix Attorney did urge in his plea the proofe of yo^{r} pet^{r} power, yo^{r} pet^{r} did then Answere that his power was sufficiently proued upon record by those seuerall accõns that yo^{r} pet^{r} had against seuerall persons in the behalfe of the Administrators, and the same plea about some two yeares Since was pleaded by Cap^{t} Fendall the then Attorney to the Administrato^{rs} of M^{rs} Battin when yo^{r} pet^{r} did sue that Estate for 8000^{lb} of tobacco in this Court and had Iudgm^{t} for it, and Executione signed, all which yo^{r} pet^{r} did plead in Certaine but the defendants plea did soe farre weigh wth the Court that yo^{r} pet^{r} was forc't to Appeale, therefore yo^{r} pet^{r} in behalfe of the Administrato^{rs} Craueth Judgm^{t} against the Estate of the Said M^{rs} Bateman for the 3063^{lb} of tobacco and Caske, And yo^{r} pet^{r} as in Duty bound shall pray &^{c}— [p. 327]

Know all men by these p^{r}sents I Gerrard ffowke of Portabaccoe Gent^{n} doe Assigne all my right title & Interest of One thowsand acres of land formerly bought of Nicholas Young Gent^{n} & Attorney of George Colghlow which is to be made Ouer to me or my Assignes

as may be seen und^{r} his hand wth all the Cattle and hoggs of the said Liber B B
Oversees marke that are now undisposed of and in my possession unto Edmund Lindsie or his Assignes for a ualuable Consideraco̅n in bills receiued Wittnes my hand the first of March 1663 interlined lined (and hoggs) Gerrard ffowke

Signed in the p^{r}sence of
John Ashton
Thomas Burditt

Att a Prouinciall Co^{rt} held att S^{t} Marys the 4th day of Octob^{r} Anno 1664 [p. 328]

P^{r}sent { Philip Caluert Esqꝫ Deputy Leiutenn^{t} & Chancellor } { M^{r} Jerome White
M^{r} Baker Brook
Coll̄: William Euans } Councello^{rs}

To the Rig^{t} Hon^{ble} the Gouerno^{r} & Councell of Maryland

The humble pet^{n} of Augustine Herman Sheweth

That Certaine quantity of tobacco out of the Estate of Coll̄ Jn^{o} Price deceased is detained from yo^{r} petetioner by the Administrator M^{r} Dent here present upon a receipt of seauen hundred and tenn pounds of tobacco for two hogsheads that was formerly receiued and Goods paid for not Concerned at all in th^{e} acco^{ts} and Goods deliuered afterwards which yo^{r} pet^{r} is ready to Confirme by Oath, and therefore yo^{r} humble pet^{r} Craues Order to the said M^{r} Dent for the paym^{t} of the aboues^{d} tobacco, And yo^{r} pet^{r} shall humbly pray &^{c}—

The defend^{t} pleads that he hath a former receipte for the seauen hundred pounds of tobacco here peto^{ned} for, though as former Order haue been Granted for this 700℔ tob: in this Court 3th October 1662 & desires that the said Augustine pl̄t^{f} may make Oath that the receipt here produced relates not to the tobacco recouered by the Said Augustine, And the said Augustin makeing Oath that the receipt produced is not for any part of the tobacco recouered by that order—

Ordered that Thomas Dent Daniel Clocker George Mickall & W^{m} Hatton Executors of the Estate of Coll̄: John Price doe pay unto Augustin Herman Seauen hundred and tenn pounds of tobacco the remainder of the said Order yet unpaid—

Mary Bateman pl̄t. } the sherriffe returns that writt of Attachm^{t}
Richard Wright def^{t} } ag^{t} the estate of Richard Wright, (nothing 318
to be found) in Baltemore County—

To the hon^{ble} Gouerno^{r} & Councell In Prouin^{all} Co^{rt} Assembled [p. 329]

The humble pet^{n} of Jn^{o} Nuthall Sheweth

That by this hon^{ble} Court in July Last 4 persons was appointed as Auditors in some Causes depending between yo^{r} pet^{r} & M^{r} Thomas Dent, and to make report thereof to yo^{r} Honno^{rs} this Prouin^{all} Court

Liber B B by Vertue of Commission undr the Honble Gouernors hand and lesser seale of this Prouince but Mr Jno Gittings One of the Said Auditors and Mr Dent being then Absent att the meeting of the other persons being thereto impowred hath caused the bussiness to be suspended. untill yor Honnors are pleased to reimpower the said Auditors by new Commcon the other being of force but untill this prsent Court which yor petr humbly Craues that there might be no more time lost in keeping yor petr from his Just dues and right And as in Duty bound he shall pray &c

Wee whose names are underwritten did meet at Mr John Nuthalls howse the 3d of Octobr in Obedience of yor Lords̄ps Common dated 7th July last past and Cann make no report Concerning the Causes Comon 307 depending between Mr John Nuthall Plainf and Mr Tho: Dent deft the Attorney of William Hollingworth, By reason Mr Thomas Dent and Mr John Gittings were absent Giuen undr Our handes and Seales this 4th of Octobr 1664

Thomas Mannyng Seale
Thomas Sprigg Seale
Nicholas Young Seale

Ordered by the Board That Capt Tho: Mannyng Nicholas Young Thomas Sprigg Luke Barbier Gentn Doe forthwth during this prsent Court, Audite those Causes depending between John Nuthall & Thomas Dent the Attorney of William Hollingworth, And make report thereof to the Court during its continuance, and according to the tenor and power Giuen those foure persons menc̄oned In the other Common in fo: 307—

[p. 330] To the Rigt Honble the Gouernor and Councell

Hauing Audited the accompts betweene Mr Willm Hollingworth & Mr John Nuthall, Our Report is that there remaines due to Mr John Nuthall Three hundred Eighty and two pounds of tobacco the said Mr John Nuthall declaring to Vs that he had no other debts dues nor demands whatsoeuer to Charge to the said Mr Wm Hollingworth from the beginning of the world to this prsent 7th of Octobr 1664—

Luke Barbier Seald
Tho: Sprigg seal
Tho: Manning Seal
Nico Young Seal

Ordered by the Board that the Auditors report abouesaid be Entred for theire Judgmt in the said Causes—

Mr Nuthalls Charge

	lb tob:	
Two dayes attendance of my Attorney	60	240lb tob:
Two wittnesses 2 dayes attendance	60	
my attendance	60	
The Attorney ffees	60	

Ordered that M^{r} John Nuthall bee allowed the abouesaid Charge of 240$^{\text{lb tob:}}$ Liber B B

George Read pl̄t
Mary Bateman th^{e}
Exe^{trix} of Jn^{o} Bateman
Esq dec^{d} defend^{t} } this Cause retracted—

Pope Aluey pl̄t:
James Veitch def^{t} } this Cause discontinued—

John Halfhead pl̄t:
Jone Niccolgutt def^{t} } In this Cause last Prouin^{all} Court it was ordered that the Comm^{rs} of Caluert County Court should to this Court send the reasons of the setting ffree the said Jone Niccolgutt but noe such reasons sent—

It is now againe Ordered that the Comm^{rs} of Caluert County Court which were then p^{r}sent in Court att the setting ffree of Jone Nicculgutt then Seruant to Cuthbert ffenwick Doe informe this Court of the whole proceedings therein att the next Prouinciall Court to be held on the first twesday in December next and giue the reasons of the soe setting ffree the said Jone Niccolgutt and that she doe allsoe then appeare to make her defence therein. uide pet^{n} 283: 330

Further Ordered that the pl̄t. giue this Order unto the Sherriffe and that the said sherriffe of that County deliuer it unto the abouesaid Comm^{rs} in time of Court setting—

Mary Bateman pl̄t:
Aug̃ Herman deft } Sherriffe returnes writt (non est inuentus) uide 317

Nicholas Gwyther pl̄t:
Thomas Wynne defend^{t} } This Cause respited last Prouin^{all} Court [p. 331] as in fo: 308–The pl̄t: againe sues as in former pet^{n} fo: 275–The def^{t} being indispos'd in Body which would not admitt his appearance att Court, desired Coll̄: William Euans to declare as much to the Gouerno^{r} & Councell Whereupon it is Ordered this Cause be deferr'd untill tomorrow morning— uide 333:

Hugh Stanley pl̄t:
Tho: Paggett def^{t} } the pl̄t: sues as in pet^{n} folio 319–The def^{t} neither Confessing or denying the matter of ffact, for his plea, Demureth in Law, for that the words auerred in the pl̄t^{s} Declarac̄on are not accōnable and thereupon prayeth the Court to giue Judgm^{t} whither he ought to answere— uide pet^{n} 319

The Question is, And put the Vote–Whither or noe to Call a man Knaue a Cheating Knaue and immediately to say that he would proue him a Cheating Knaue be accōnable yea or noe— Order 333

M^{r} Brookes that the words are accōnable

Coll̄: Euans, idem if he suffers by it—

Liber B B M^{r} White that the words as laid in the declarac̄on wth an auerment of dam̄age they are accōnable—

The Chancellor idem wth M^{r} White–upon which

The Def^{t} Thomas Paggett pleads a Iustifycac̄on And Trauers

first for that the pl̄t: did Knauishly Cause the defend^{t} to pay a Certaine Sum̄e of tobacco for acco^{t} of Henry Thickpenny as he can proue—

secondly for that the pl̄t: did Knauishly Kill a Calfe of M^{r} Thomas Trumans and afterwards denyed it, as he Can proue—

thirdly for that the pl̄t: did Knauishly deny that he had any accompts of John Bigger in his handes which should come into his Custody out of Giles Sadlers papers, And that the said Stanley did afterwardes neuertheless, Dem̄and tob: due uppon those accompts which he Cann proue Signed Tho: Paggett.

Thomas Truman sworne saith—

About 4 yeares since I went to M^{r} Stanleys to fetch a Cow that I bought of Burditt he shew'd me a browne Cow in the morning Tho: Paggett went away in the meane time we went to Catch the Cow and his the said Stanleys maid Alice Godsgrace and we did at last take her, and about two yeares after two of the said Stanleys seru^{ts} told me that M^{r} Stanley did kill a Calfe of the said Cow and further saith not—

Sworne in Open Court Daniel Jenifer

[p. 332] John Bigger sworne & examined saith

I John Bigger lett M^{r} Sadleir haue before he dyed as many accompts as came to sixteene hundred pounds of tobacco, and after wee Came to an agreem^{t} that he would giue me One thowsand pounds of tobacco & Caske and the remainder he was to haue for his trouble, and when M^{r} Sadler was dead I went to M^{r} Stanley and asked him if he had not some accompts of mine which M^{r} Sadler had of me, and he told me noe, and after I had intelligence that he went to some of them which owed me this tobacco and demanded some of these accompts. I hearing of this I went and demanded this tobacco which they told me M^{r} Stanley had been wth them and they pay'd me which sum̄e was but foure hundred and twenty poundes tobacco, and this was all I receiued of all the accompts abouemenc̄oned, furthermore in August last I had a Boare at M^{r} Stanleys plantac̄on, and I went to looke for this Boare and M^{rs} Stanley told me that I had none there, and she said before I should haue him I should sweare for him. I made answere I would not sweare that it was my Boare, but I would sweare that it was my marke, and then she told me that her husband told her that it was his Boare and after in my owne hearing she said to her husband Hugh Stanley thou said it was thy Boore, as for this aboue menc̄oned if I be call'd in Court I will testifye it to be truth Wittnes my hand this 4th day of October 1664— Liber B B

the marke of
Sworn in Open Court John I Bigger
Daniel Jenifer—

Andrew Hinderson sworne in Open Court saith I Came to Mr Stanleys plantac̄on & howse the last spring was 4 yeares or thereabouts, and Comming from the landing I see a Cow and that Mr Stanley was att home and Mr Truman and another man Came to the water side wth a boate to Carry away the said Cow and was seen by him in the Boate and tyed before he went away—

Sworne in open Court Daniel Jenifer—

Ordered that Thomas Paggett doe put in writeing agst tomorrow morning his answere in prouing his Trauers

By the Chancellor then Judge in Court, it's adjourn'd Vntill tomorrow morninge

All mett as before being the 5th October 1664

Nicholas Gwyther pl̄t
Thomas Wynne deft
This Cause being deferr'd untill this morning by the defts not appearing The pl̄t: by his Attorney Wm Caluert Esqꝫ Craues referrance untill next Prouinciall Court the pl̄t: likewise being Sick and not able to trauell soe farre as to Court [p. 333] petn 275 308 331

Ordered this Cause be respitted till next Prouinciall Court

Hugh Stanley pl̄tf
Tho: Paggett deft
Ordered yesterday that the defendt this day put in his answere in prouing his Trauers, Vpon which Hee desired the Oathes of some persons may be taken in Court–(uizt)

Michaell Cranley sworne saith–Mr Stanley was at Our house to demand this tobacco–Thomas Paggett said he would pay him if he would deliuer him the bill in, being askt, did Hugh Stanley euer promise in yor hearing to deliuer up that bill of Henry Thickpennys in Case he would pay him the tobacco doe yow know that Paggett paid him the tobacco by discount or otherwise, he answered, he made him ouer another Bill, being askt what Sūme of tobacco was that of Thickpennys he said he knew not, being againe askt, doe yow know what uallue that biil was that was made ouer, he said noe, & further saith not, 319 peta 333

Michaell Cranley his wife sworne saith Mr Stanley Came to Our house and askt Thomas Paggett if he would pay him the tobacco for Henry Thickpenny, he said yes in Case Mr Stanley would deliuer in Hen: Thickpennys bill, Mr Stanley replyed if he would Come to his house att any time he might haue it

Liber B B Henry Thickpenny aged 30 yeares or thereabouts saith that M^r Sadler deliuered his bill in to Jn^o Read in his life time not aboue 2 dayes before he was Cast away and about a yeare and a halfe agoe, Thomas Paggett came and demanded this tobacco of me againe and told me that he had paid it to M^r Stanley, and I asked him by whose Order he had paid for I gaue him none and told him that he knew that was to be paid upon the plantac̄on of John Read for he was a wittnes to the Bill which bill was neuer out of my keeping since the death of M^r Sadler, untill the 14th day of July and then I deliuered it to M^r Stanley before M^r Charles Brookes, which bill M^r Stanley neuer saw since it was in my keeping untill that time nor neuer knew of it to my knowledge and further saith not.

Sworne in Open Court Philip Caluert

[p. 334] Henry Thickpennys Other Oath sworne saith—

That he being att the house of Thomas Paggett in or about 9^{br} 1661 there Came M^r Giles Sadler to Thomas Paggetts for a h̄h̄g^d of tobacco and M^r Andrew Cook was wth him, and Tho: Paggett did pay a h̄h̄g^d of tob: to M^r Sadler but the weight I doe not remember and M^r Sadler paid the same h̄h̄g^d to M^r Cooke which h̄h̄gd of tobacco I heard Tho: Paggett say was due to M^r Sadler for ffees and about an acc̄on of slander—

The widd^w of George Read sworne saith

Her husband owed Henry Thickpenny tobacco and he paid it to M^r Stanley in leiw of that tobacco Hen: Thickpenny owed M^r Stanley and further saith not—

Sworne in Open Court Daniel Jenifer

After some disputes the pl̄t: was put to proue his dam̄age who alleadgeth by his Attorney Cap^t Manning that it was spoken in an open Store, the Board not thinking that sufficient proofe the pl̄t: then desires M^r Sprigg may be examined upon Oath who was sworne and saith—

What he knew in this Bussiness, he was at M^r Mountforts store there was Thomas Paggett and M^r Stanley and some words they had about a bill and that Paggett did call M^r Stanley Knaue and Cheating Knaue and that hee may proue it, but he knew Nothing of an actuall dam̄age to M^r Stanley and further saith not—

Demetrius Carthwright sworne saith

I cannot say any thing in this Bussiness that I cann remember, being askt by the Chancellor was those seruants that yo^w promised M^r Stanley deferr'd upon this accompt by yo^w, Hee answered yes upon this Occasione I did, being askt what Interest had yo^w in putting off the Cargoe he said he was at that time imployed Ioyntly wth M^r Mountford, and askt did yo^w upon these uery words of M^r Paggetts in calling M^r Stanley Cheating Knaue delay'd yo^w from selling him those seruants he said M^r^ Mountfort did tell him that he thought M^r^ Stanley was some such person but he did not heare these words spoken himselfe, being askt, did Mountfort tell yo^w^ that he heard Thomas Paggett tell M^r^ Stanley he was a Cheating and by reason of that did yow deferre him he answered he did not Liber B B

James Veitch sometime in ffeb: last M^r^ Sprigg M^r^ Stanley and Thomas Paggett was at M^r^ Mountforts store and after this M^r^ Stanley said I doe questione whither I shall bee trusted here or noe, being askt, yo^w^ doe not know whither Mountfort did not sell him Goods upon these words, he said he could say nothing in that bussiness–And further saith not— [p. 335]

Sworne in Open Court Daniel Jenifer—

Hugh Stanley d̄d̄s writt of summons in Court for John Mason William and James Leisler and Sibbell Six, summons to sherriffe of S^t^ Marys County ret̄ forthwith—

John Mason sworne & examined saith

I was a beating at M^r^ Stanleys house and this Cow was brought in the yard but who brought her I know not and M^r^ Stanley was not at that p^r^sent time at home but M^r^ Truman carryed her away

James Leisler sworne saith

When M^r^ Truman Came ouer night for the beast and in the morning he caryed her away, and my Mast^r^ Stanley was not there then at that time for I was the first that mett him att the water side and told him M^r^ Truman had Caryed such a browne Cow away then he said he hath caryed away the wrong Cow and further saith not—

Alice Godsgrace sworne saith—

M^r^ Truman and his seruant came to Our house for a Cow when M^r^ Stanley was not at home, and he tooke a Cow after when wee gott a rope about her hornes and carryed her away to the water side and in his Boate, and further saith not—

Sworne in Open Court Daniel Jenifer

Nathaniell ffrench aged 40 yeares or thereabouts Sworne and Examined saith—

That the 24^th^ July Thomas Paggett and I argueing this Case Concerning what Michaell Cranley and his wife had sworne against M^r^ Stanley concerning a bill of Henry Thickpennys, Tho: Paggett did say it was uery true, M^r^ Stanley promis'd the bill, and said that he had it, but Thomas Paggett said that he knew that M^r^ Stanley neuer had none of the bill for hee knew in whose handes the bill was, And that he did possess the Court w^th^ the same, and that hee was wittness to the same bill and in whose handes it was, and further saith not. [p. 336]

Sworne in Open Court Nathaniell ffrench
Philip Caluert

Liber B B Margerite ffrench wife to the abouesaid Nathaniell ffrench being p^{r}sent at the same time did heare Thomas Paggett say the uery same words aboue written to my Husband, and this I am able to be depos'd when I am thereunto Called Wittnes my hand this 24th day of July 1664

the marke of
Marge^{t} X ffrench

Sworne in Open Court
Philip Caluert

The Board not Judging the depositiones of these seuerall persons sufficient proofe for the dam̄age or any at all as in the pl̄t^{s} declarac̄on is auerr'd Vppon which he Craues a Iury—

Warr^{t} to the sherriffe to impanell 12 able men of the neighbourhood ret̄ forthwith—

Sherriffe returnes his warr^{t} & impanells

Foreman

Cap^{t} James Neale
John Nuthall
Ben: Rozer
Humphery Waring

William Bretton
John Gittings
W^{m} Price
Tho: Bennitt

James Thompson
Will^{m} Heard
Geo: Hack
Symon Carpenter

The Jurors Charge giuen is this

Whether Thomas Paggett did falsely and therefore malitiously Call M^{r} Stanley Knaue & Cheating Knaue and say he would proue him a Cheating Knaue—

2 Whether in Case he did falsely and therefore malitiously call him Knaue Cheating Knaue and say hee would proue him a Cheating Knaue he be dampnifyed thirety thowsand pounds of tobacco or any thinge att all—

Ordered the Jurors haue 30℔ tob: each person

The Jurors returne theire Virdict and is as followeth (uiz^{t})

Wee of the Jury doe finde no actuall dam̄age Susteyned by the pl̄t, By the deft^{s} calling of him a Cheating Knaue—

Neither what hath been prou'd of the defend^{ts} Charge ag^{t} the pl̄t: to be soe ualid as to repute him a Cheating Knaue

[p. 337] Ordred in the foregoeing Cause that the Jurors Verdict be entred for the Judgment—

Thomas Paggett his bill of Cost of Suite against Hugh Stanley in these Charges followinge

	℔ tob:	
Nonsuite	350	2040℔ tob:
5 wittnesses 6 dayes each	900	
Attorneys ffees	60	
Sherriffe summoning 10 p^{r}sons	100	
A Jury	360	
Attorneys attendance 3 dayes	90	
my owne attendance 6 dayes	180	

Ordred that Tho: Paggett be allow'd the abouesaid Charge of 2040^{lb} tob Liber B B

Att the County Court of Caluert held the 16th August 1664

p^{r}sent
Major Thomas Brook Francis Anketill
Thomas Truman Richard Collett Gent^{n}
Thomas Leitchworth George Peake
Charles Brooke

James Veitch pl̃t
Hen: Trip p̄ Attor̃
Cap^{t} Manning def^{t}

The pl̃t: declares agst the def^{t} in an accōn of Trouert and Conuersion for that whereas the pl̃t: hath right unto property in, and being absolute owner of one blackish browne Cow, and yearling and one Calfe, the encrease of the said Cow, now or lately in the possession of the def^{t} w^{ch} Cow and her Encrease as aforesaid the def^{t} hath and doth Conuert to such use and uses as unto him seemeth meet, & although the pl̃t: hath made often demand of the def^{t} them, the said Cow and her encrease unto him to deliuer, yet neuertheless Contrary to law and equity them the said Cow and Calfe to the defend^{t} hath and doth refuse to the pl̃t: to deliuer which is unto the dam̃age of the pl̃t: fifteen hundred pounds of tobacco or thereabouts for which, and for the deliuery of the Cow and her encrease unto the pl̃t: he humbly Craueth Order of this worship^{ll} Court ags^{t} the defenden^{t} and for Cost of suite and he shall pray &^{c} Vide pet^{n} 322

The pl̃t: sues the def^{t} prout in pet^{n} the def^{t} pleads not guilty and desires the pl̃t: to proue his Trouert–The pl̃t: Craues a Iury but the def^{t} Craues an appeale to the Gouerno^{r} and Councell in Chancery—

Ordered the Def^{t} enter into Bond to pay double Dam̃ages if he be Cast—

True Copie p̄ mee
James Thompson Cl̃ke

Samuel Vines deposeth in Court saith that he Cannot Declare that One Blackish browne Cow and yerling and Calfe James Veitch hath right unto propertie in and absolute Owner of, and further saith that James Veitch did bring downe a Calfe to weane about fiue yeares agoe to the best of my memory and that that Cow is the Calfe w^{ch} James Veitch did bring downe to the best of my knowledge and that that Calfe which is now the Cow did allwayes goe by the name of Veitch, & further this deponant saith that this Cow was in Michael Brook's possession, aboue three yeares to the best of my remembrance, and that my Master did giue John Winfeilds boy a paire of shooes by James Veitch Order as my Mast^{r} said to looke after the Calfe and did deliuer them on the Sabbath day, and that he did heare his mast^{r} oftentimes say that he bought this Calfe of James Veitch and that Michael Brookes had three yeares before his decease a quiet possession and to the best of my knowledge James [p. 338]

Liber B B Veitch did know of it, and that to the best of my knowledge there is an yearling and a Calfe of the encrease of this Cow, And that this Cow had both eares Cropt, and did neuer take notice that it had any other marke, And further saith not—

Demetrius Cartwright deposeth in Court saith that that Cow which James Veitch Claimes is of the same marke wth the rest of his Cattle (uizt) both eares Cropt and an halfe moone cut out of the upper part of the eare, and that James Veitch did make demand of this Cow, and her encrease, and M^{r} Tripp did deny to deliuer them, and further saith not—

James Price deposeth in Court saith that this Deponant was not att home, when the Cattle of Michael Brooks were appraysed, and that James Veitch did desire me to goe into the penn to see the marke of the Cow which he Claimed and I found the marke to be Cropt on both eares and an halfe on the topp of each eare and further saith not

William Euans deposeth in Court saith that James Veitch made demand of a Cow and her encrease that he said was his, of Henry Tripp, and he said he would not deliuer them wthout Order of Court and further saith not—

Hen: Tripp upon appeale pƚt: } the foregoeing appeale und^{r} the
James Veitch defendant } Clarkes hand of Caluert County
uide pet^{n} 322 Court being read, which appeale was in Chancery, James Veitch th^{e} def^{t} alleadgeth that the pƚt: could not appeale in Chancery by reason there was no injunction on it therefore Craues a dissmission—

The Court adjournes till afternoone

againe mett the Leiutenn^{t} Generall alsoe p^{r}sent But M^{r} White absent by reason of his indisposedness in health

[p. 339] The foregoeing pƚt: and def^{t} againe at the Board appearing Both partyes Ioyne issue, and Craues to haue the meritt of the whole Cause, tryed by the Gouerno^{r} and Councell which was allowed, now James Veitch pƚt—

James Veitch pƚt: } The appeale againe read, to which the def^{t}
Hen: Tripp defend^{t} } pleads not Guilty And desires John Turners Oath may be taken who in open Court was sworne and saith I heard my Mast^{r} Michael Brook say if he had not taken that Calfe for a debt he had not had any thinge he Came into the Country in Nouemb^{r} last was twelue months and about that time this was done And further saith not—

The deft desires Iudgm^{t} of the Court

Coƚƚ: William Euans opinion herein, is, that if James Veitch had any property or Claime to the said Cattle he would haue taken some Course to haue had them home in all this time—

Liber B B

The Opinion of the whole Board is the same wth Collonell William Euans–which was Ordered as Judgm^{t} to be entred And further Ordered that from this p^{r}sent time of tryall James Veitch is to pay all the Charge likewise 90^{lb} tob: for Cap^{t} Mannings attorneyship and One dayes attendance—

Cap^{t} Josias ffendall plt:
Cap^{t} James Neale def^{t} } the plt: sues prout in pet^{n} folio: 323 the def^{t} on the back side thereof giues in his answere which is as followeth–(uiz^{t})

And the said James Neale defendeth himselfe and saith, that he hath not markt any trees on the land of Cap^{t} Xtopher Russell but onely the line of his owne land formerly to him granted and upon this hee Joyneth issue uide pet^{n} 323

James Neale

After some disputes, The Judgm^{t} of the Board was that by the date of the Pattents it appeares to be the defend^{ts} land, upon which hee Craues nonsuite Ordered a nonsuite be granted the def^{t}.

Doct^{r} Luke Barbier plt:
Henry Spincke def^{t} } the plt: sues p^{r}ut in pet^{n} fo: 324–the def^{t} answeres that he will owne and sattisfye what is remaining due from him to the plt: upon which he produceth some Notes und^{r} the plt^{s} hand of which some was allowed in discount and the remaine to the plt: amounted unto Eighteen hundred pounds of tob: upon which there was Judgm^{t} past to Doct^{r} Luke Barbier for the said 1800^{lb} tob: uide pet^{n} 324

[p. 340] Know all men by these p^{r}sents that I Barnaby Jackson of Screttons in the County of S^{t} Marys Guardian to Sam̄ Cooper Sonn to M^{r} Sampson Cooper doe Constitute Ordaine & appoint my trusty freinde M^{r} John Gittings my true & lawfull Attorney for me and in my name to aske Sue for Leauy require recouer and receiue of W^{m} Price and Hannah his wife the Relict of Hugh Lee all such debts and Sum̄es of tobacco which are due from them to the said Samuell Cooper by any manner of wayes or meanes whatsoeuer giuing & granting my said Attorney my full power strength and authority in and about the p^{r}mises and upon receipt of all or any the debts aforesaid acquittances or other discharges to giue, hereby ratifying allowing and Confirming all whatsoeuer my s^{d} Attorney shall doe in the p^{r}mises as if I were p^{r}sonally p^{r}sent, Wittnes my hand this 25th day of June 1664— Barnaby Jackson

Thomas Hatton
Walter Hall

John Gittings Attorney to Barnaby Jackson Guardian of Samuell Cooper the Orphan of Sampson Cooper plaintiffe—
William Price and Hannah his wife the relict of Hugh Lee def^{t} } It being Ordered the last Prouinciall Co^{rt} that the def^{ts} should this Court put in theire Answers, to that bill ags^{t} them in Chancery then preferr'd, which they haue now deliuered and is as followeth (uizt)

Liber B B The Answere of William Price to a bill fyled ags^{t} him by John uide 306 Gittings Attorney to Barnaby Jackson the Guardian of Samuell $\frac{342}{283}$ Cooper–Hee knowes not any thing in the bill fyled ags^{t} him nor hath noe writings nor deeds belonging to Cooper saue what hee here tenders to the Court nor neuer heard his Predecessor Lee speake concerninge dealings wth Cooper but still the said Lee said, Cooper dyed in his debt—

Sworne to in Open Court
this 5th of Octob^{r} 1664
Daniel Jenifer Clke
$27\frac{3}{m}64$

The Answere of Hannah Price to s^{d} Bill She hath noe writeings of Coopers nor neuer to her knowledge had, for she cannot read written hand and for any Contract she knowes M^{r} Lee her late de- [p. 341] ceased Husband and M^{r} Cooper had mutuall trade for some yeares, and she allwayes heard her late husband Lee say M^{r} Cooper upon Ballance of all accompts was in his the said Lees debt about seauen thowsand pounds of tobaccoe—

Sworne in Open Court
the 5th October 1664
Daniel Jenifer Clke
$27\frac{3}{m}64$

Which Answers being read the plt: desires Coppyes thereof and time to make reply thereto–Whereupon Ordered that a Coppy be deliuered the plt: and that on the last day of the Court the plt^{s} Replicac̄on therein be giuen—

The Courts adjournes untill tomorrow morning

The Court againe mett on the 6th of October 1664 all present as yesterday

Benjamin Rozer and John Emerson being Summoned by Tho: Sprigg as witnesses to a letter of Attorney desires the Court would please to Order them theire Charge for attendance the said Sprigg denying it—

Ordered that Benjamin Rozer and Jn^{o} Emerson haue for theire attendance being 7 dayes each person att 30^{lb} tob: p̄ day in all 14 dayes 420^{lb} $^{tob:}$

William Bretton being call'd to the board according to a Summons issued for his appearance to answere to the Attorney of Robert Ellison of Virgenia, & being demanded by what power hee receiued a uide 310 man seruant in sattisfac̄con of a runaway Seruant (by name James Courtney) belonging to the said Ellison, hee replyed he had a power formerly by letter of Attorney from the said Ellison but since lost it, and no power produc'd—

Whereupon Ordered that James Courtney alias Mudge be forthwth sent downe to Mr Robert Ellisons in Virgenia, the said Courtney being now resident att the house of Capt Thomas Mannings Liber B B

Stephen Cannon seruant to Mr John Pate apprehended by Wm Nodin att Francis Barnes upon Kent and afterwards run away from Nodin and entertained by the said Barnes, as Mr Richards can testifye one of the Commrs of Kent–Which informac̄on was deliuered to the Board by the Honble Philip Caluert Esqꝫ— [p. 342]

Whereupon Ordered that an Ordr be sent up to Kent to Francis Barnes for the apprehending the said Stephen Cannon serut to Mr Jno Pate

John Gittings the Attorney
of Barnaby Jackson &c pl̄t:
Wm Price & Hannah his wife deft
} according to the foregoing Order in fo: 340 the pl̄t: puts in his replicac̄on, which is as followeth (uizt)

The Replicac̄on of John Gittings Attorney to Barnaby Jackson Guardian to Samuell Cooper Compl̄t: to the Answere of Wm Price and Hannah his wife deft:

The said Complaynant for replicac̄on saith in all and euery thing & things as he in his said bill of Compl̄t: hath said and doth and will auerre Iustifye and maintaine his sd bill of Compl̄t: and all and euery thinge and thinges clause sentence article and alleagac̄on therein conteyned to be good Just and true certaine and sufficient in the law to be answered unto by the sd deft and deuised and exhibited into this honble Court upon good and just cause of suite as in and by the said bill is most truely sett downe and enclosed, but the Compl̄t: sayth that the answere of the said defts are uery uncertaine untrue and insufficient in the law to be replyed unto for diuers and manifest imperfec̄cons, neuertheless the aduantage of further excepc̄on to the manifest incertainty and insufficientcy thereof to this Compl̄t att all and euery time & times hereafter saued sayth as in the said bill of Compl̄t. he hath said and that notwthstanding Wm Price who lately maryed the relict of the said Lee may not know of any other deeds or writings as in his said answere is auerred, yet that there were dealings and Contracts as in our bill of Compl̄t is auerred which further appeareth by the answere of Hannah the wife of the said Wm Price, wherefore this Compl̄t saith that he hath Iust cause of Compl̄t: and that the said defendts are bound to produce the Estate of the sd Sampson Cooper hauing Administred upon the same within this Prouince wch he hopeth they shall be Compelled to doe by Order of this Honble Cort he being ready to auerr & proue all that is in his sd bill of Compl̄t: is conteyned & enclosed & prayeth as in his sd bill he hath allready prayed, and further that this honble Cort will take the Cause of the

Liber B B Orphan into theire protection according to Act of Assembly, the County Courte hauing neglected it

[p. 343] Vpon which the records was produc'd that Hugh Lee (whose Relict the said Price maryed) did uppon the Estate of Sampson Cooper Administer and thereby enjoyned by the 10th of Decemb^r^ 1661 an Inuentory of the said Estate into the Secretarys office to deliuer which being accordingly not performed nor on record to be found—

Therefore Ordered that the abouesaid Price in the Sherriffs Custody be kept untill security for fifteene thowsand pounds of tobacco be giuen to the Lord Proprietary by a recognizance forfeited by Hugh Lees nonperformance in deliuering an Inuentory as aforesaid—

To the hon^{ble} the Gouerno^{r} & Councell the humble pet^{n} of Edm^{d} Lindsey and Bartholemew Gatherill Humbly Sheweth

That yo^{r} pet^{rs} were summoned downe to Co^{rt} by James Lee ags^{t} James Lindsey to yo^{r} pet^{rs} greate dam̃age, wherefore it is the humble desire of yo^{r} pet^{rs} that yo^{r} Honno^{rs} will be pleased to grant them an Order for theire charges as allsoe that they may be now Sworne least they be againe forc't to come downe about the same bussiness and they shall as in duty bound pray &^{c}—

Vpon the abouesaid pet^{n} of Edmund Lindsey and Bartho: Gatherill as persons summoned by James Lee ags^{t} James Lindsey but neyther p̄l̄t nor def^{t} appearing wherefore they desire Order for theire Charges—

Ordered that the wittnesses be examined in perpetuam rei memoriam as is petcon^{d} and that they haue theire Charges borne by James Lee (uizt) 9 dayes for each att 30^{lb} p̄ die which amounts unto 540^{lb} tob:

Symond Carpenter plaint^{f} } The p̄l̄t: sues the defend^{t} prout
Mary Bateman th^{e} Ex^{trix} of } in pet^{n} in folio 194–The defend^{t}
Jn^{o} Bateman Esq$_{3}$ de^{cd} defend^{t} } by her Attorney Cap^{t} Thomas
Mannyng deliuers in his answere (uizt)

To the Rig^{t} Hon^{ble} the Gouerno^{r} & Councell of Maryland

The def^{ts} answere to the p̄l̄t^{s} declaracõn

Concerning the money demanded by the p̄l̄t. the def^{t} humbly Craues an injunction that she may be heard in Chancery for that the plaintiffe did Confesse that hee had receiued letters that a Considerable part of the money was payd in England for which the plaintiffe [p. 344] has giuen the defendant noe Creditt ffor the tobacco the defend^{t} humbly Craues this Court to auditt or to appoint Audito^{rs} of theire accompts, for the def^{t} alleadgeth that uppon the Ballance the Plaintiffe is endebted to the def^{t} about 3885^{lb} tobacco and Caske for which

Sum̄e the defend^{t} humbly Craues Order ags^{t} the pl̄t: wth Cost of suite If this answere and reasonable request does not sattisfye the pl̄t: the def^{t} does fly for refuge to the Act of Assembly both for the moneys and tobacco demanded by the plaintiffe being an accomptt and aboue nyne months— Liber B B

Att the instance of both partyes it is agreed that theire accompts be audited, wherefore by the Board Ordered that all accompts depending betweene the pl̄t: and def^{t} be audited by 4 able persons by the Court appointed, Who are as followeth M^{r} Thomas Nottley M^{r} Thomas Dent M^{r} Humphery Waring & M^{r} Benjamin Rozar. Further Ordered that the said Auditors doe make theire meeting place att Walter Pakes house att Newtowne on the 18th day of this instant, and to make report thereof att the next Prouinciall Court–Vpon which Commission issued to the 4 abouesaid persons to impower them thereto as followeth (uiz)

Cæcilius &^{c} Whereas there are seuerall Causes depending between Symond Carpenter Merchant and Mary the Executrix of John Bateman Esqꝫ de^{cd} uppon accompte And forasmuch as the said partyes hath desired the said differences to be put to foure Auditors by us appointed in Prouinciall Co^{rt}, Wee doe hereby will and require yo^{w} Thomas Dent Thomas Nottley Humphery Waring and Benjamin Rozer Gent^{n} that dilligently ueiwing all papers whatsoeuer that shall be brought before yo^{w} Concerning the Bussiness aforesaid yo^{w} send a reporte thereof und^{r} yo^{r} handes and seales to the next Prouinciall Court held att S^{t} Marys on the 4th day of December ensueing the date hereof, And doe hereby further appoint and Authorize yo^{w} to examine upon Oath and take depositiones of such persons that cann giue euidence in relac̄on to the p^{r}mises aforesaid. Giuen und^{r} my hand and lesser seale of this prouince of Maryland this 16th day of October in the 33th Yeare of his Lords̄ps Dominion Ouer this prouince annoqꝫ Domini 1664—

To Thomas Dent Thomas Nottley
Humphery Waring and
Benjamin Rozer Gentlemen

Signed
Charles Caluert

Att the County Co^{rt} of Caluert held 16th August 1664 [p. 345]

Richard Smyth Attorney of the Administrato^{rs} of James Scapes plaintiffe

Mary Bateman p^{r} Attorney Capt^{t} Thomas Mannyng defend^{t}

The Pl̄t: sues the def^{t} for 1063℔ of tobacco remaining of a bill of 3280℔ tobacco but the pl̄t: not prouing his power sufficiently (uizt) a Letter of Attorney from James Scapes imployers, the pl̄t: Craues an appeale to the Gouerno^{r} and Councell by reason his letter of Attorney would not weigh here

True Copie p̄ me
James Thompson Clarke

Liber B B Att the same Court allsoe then held

Idem Plaintiffe }
Idem defendant } The pl̄t sues the def^{t} for 2000^{lb} tob: but not prouing his power sufficiently (uiz) a letter of Attorney from James Scapes Imployers he Craues an Appeale to the Prouinciall Court, because his lett̄ Attorney would not weigh here— uide pet^{n} 326

True Copie p̄ me
James Thompson Cl̄k̄e

Richard Smyth the Attorney of Walter Senserff & Henry Sewell Administrators of James Scapes plaintiffe
Mary Bateman th^{e} Ex^{trix} of Jn^{o} Bateman Esqȝ dec^{d} defend^{t} } The appealants proceedings att the County Court of Caluert being read ut supra and assertione made by the Clarke of the said Co^{rt} und^{r} his hand–the def^{t} by her Attorney Capt^{t} Tho: Manning still put's him to the proofe of that power by which he sues the defend^{t} The which power was Confirm'd by the Judgm^{t} of the Board, there appearing upon record seuerall accōns Cōmenced by the pl̄t: as Attorney aforesaid The defend^{t} then alleadg'd that they are not bound to answere the suite this Prouinciall Co^{rt} till they bee lawfully arrested denying that the pl̄t appeal'd for a tryall att this Court but only to proue that power denyed him att the County Court.

Whereupon Ordered that the pl̄t be admitted as Attorney to Walter Senserff and Henry Sewell Administrato^{rs} to James Scapes and that the whole Cause be tryed att the County Court of Caluert wthout any further arrest—

[p. 346] Att the County Court of Caluert held 16th Aug^{o} 1664 ut p̄ Contra
Richard Smyth Attorney of Walter Dunch Assigne of John Harrice plaintiffe
Mary Bateman the Executrix of John Bateman Esqȝ deceased defendant

The Pl̄t: sues the def^{t} for 1049^{lb} tob: p̄ accompt but not prouing his power sufficiently (uizt) a letter of Attorney from Walter Dunch's imployers he Craues an Appeale to the Prouinciall Court because his letter of Attorney would not weigh here

True Copie p̄ me—
James Thompson Clarke

Richard Smyth the Attorney of Walter Dunch the Assigne of John Harrice plaintiffe
Mary Bateman the Executrix of John Bateman Esqȝ dec^{d} def^{t} } the proceedings att the County Court being read ut supra, and Certifyed und^{r} the Clarks hand of that Court the Appealant denyes it was an appeale granted but a respite in the said Cause The def^{t} by her Attorney Cap^{t} Thomas Manning, alleadging that ther it is Confirm'd und^{r} the Clarke of that Court his hand therefore Craues a nonsuite—

This Court Considering the Confirmac̄on thereof from und^{r} the Clarkes hand, Orders a nonsuite with Charges as followeth (uizt) Liber B B

	℔ tob:	
Nonsuite according to Act	150	720$^{℔}$ tob:
Attorneys ffees at Caluert Court	60	
3 dayes attendance	90	
Attorneys ffees upon the appeale being double Cost	120	
5 dayes attendance	300	

Court adjourn'd till the afternoon

All p^{r}sent as before

Marmaduke Snow pl̄t:
Thomas Gerrard defend^{t} the defend^{t} by his Attorneyes Cap^{t} Josias ffendall and M^{r} Tho: Nottley alleadgeth that they was not arrested to answere in Chancery but to the Prouinciall Co^{rt} therefore desires Judgm^{t} of the Board whether they cann proceed to try all in Chancery upon that writt of scire facias which was upon the defend^{t} serued–put this to the uote—

Collonell Euans that it is a usuall writt according to law in Chancery noe scire facias goeing out in Com̄on law

The Major part of the Board of the same opinion Then Ordered that they answere here as in a Court of Equity— [p. 347]

The def^{t} by his Attorneys desires the pl̄t: to proue that power by which he Calls M^{r} Gerrard to accompt for the said 1000$^{℔}$ sterling–and beinge matter of ffact desires a Iury–The Chancello^{r} being in Chancery Cheife Judge denys that there is any Jury in Chancery–They still urge for a proofe of the pl̄t^{s} power the pl̄t by his Attorney Will^{m} Caluert Esq saith that his power is sufficiently prou'd by hauing a suite allready Commenced by the same power and his deeds hauing been admitted as good euidence upon Record

The Defend^{ts} Attorneys alleadgeth that the whole Cause was then absolutely dismist therefore now tis a new accōn

put to the uote whether the euidence be good or not

Coll̄: Euans that though the Suite be dismist th^{e} euidence is good against the next Suite–M^{r} Brook the same, the Chancello^{r} the same

Whereupon the Defend^{t} neither by himselfe nor Attorneys shewing no further Cause why Execuc̄on should not be seru'd upon the Estate of M^{r} Tho: Gerrard for that thowsand pounds sterling sued for by Marmaduke Snow Iudgment of the Board is that Execuc̄on issue for the said debt

Brandon June the 14th 1664

M^{r} Gittings I formerly impowred M^{r} Henry Helyn to implead Rowland Haddway uppon a bill wherein he was Obleiged to pay me

Liber B B 1800℔ of sweat sented tob: how Condicõned the Specialty will informe yow Mr Heyling before his departure from Maryland gaue me notice that he had Obtained an Order in the Prouinciall Court against the sherriffe Mr John Collett of the County where Haddaway liued, for the debt, but I understand the debt is not yet sattisfyed therefore I doe request yow in my behalfe and as my lawfull Attorney in that bussiness to prosecute and by the undoubted Iustice of the Court to recouer and take into yor handes the said debt and what shall grow Iustly due uppon it, hopeing the Court will be pleased Judiciously to consider both the quality of the tobacco that should haue been paid and the long time it hath been detained from mee, [p. 348] which I shall humbly leaue to theire Consideracõns & willingly aquise in theire determinacõns, giuing yow full power upon receiuing sattisfaccõn to giue such acquittances or discharges as the Court shall Iudge reasonable or is usuall in such cases and what yow shall act in this affaire in my behalfe shall to all intents & purposes bee obleiging to me who am

uide 316 317

Yor uery Louing freinde
Robt Smyth

John Gittings the Attorney of Coll Rob Smyth Plt: John Collett defendt } the deft according to the Scire facias in folio 316 makes his appearance but not giuing sufficient reason why he should not sattisfye the 1800℔ of sweet sented tob: as therein exprest desires the Judgmt of the Board how much arranoka shall sattisfye in leiw of the said 1800℔ of sweet sented tobacco—

Ordered that the defendt pay 3600℔ of arranoka tobacco in sattisfaccõn of the said 1800℔ tob: sweet sented unto Mr John Gittings the Attorney of Coll: Rob: Smyth of uirgenia

Michaell Cranleys Charges agst Hugh Stanley

	℔ tob:
For Coming goeing and attendance att the Cort being subpenied by Ordr of Mr Stanley ffor my selfe and wife 12 dayes	360

Ordered that Michael Cranley be allowed the abouesaid Charge of 360℔ tobacco—

By uertue of that attachmt (in folio 321) issued to the sherriffe of Charles County agst the Estate of Edward Prescott on the behalfe uide 321 of George Goodrick the said sherriffe did attach (as by returne made on the back side of the said Attachmt) these perticulers following (uizt)

Attached p̄ order of Mr George Goodrick according to the within specifyed attachmt uiz out of the Estate of Ed: Prescott

One sorrell mare Cropt and slitt on the right eare wth a white slip on her nose wth a grey filly by her side, One Cole black mare w^th^ a horse Colt by her side, Liber B B

One young horse of 2 yeares old w^th^ a starr in his forehead and of a sorrell Culler p̄ mee Abraham Rowse

To the Rig^t^ Hon^ble^ the Gouerno^r^ and Councell of the Prouince of Maryland

The humble pet^n^ of Geo: Goodricke Sheweth

That whereas Edward Prescott stands endebted to yo^r^ pet^r^ the sum̄e of ffiue thowsand pounds of tobacco and Caske which yo^r^ pet^r^ [p. 349] hath according to law attached by uertue of an attachm^t^ granted by Philip Caluert Esq and returned by the sherriffe of Charles County– Wherefore yo^r^ pet^r^ humbly Craues Ord^r^ of this hon^ble^ Court for the abouesaid debt w^th^ Cost and Charges of suite And he shall humbly pray &^c^—

Vpon the abouemenc̄oned pet^n^ it is Ordered That Henry Alday the Attorney of Edward Prescott haue notice giuen to appeare and defend the Estate of Edward Prescott attached by George Goodricke by the first day of the next Prouinciall Court and that if hee appeare not at that day that Geo: Goodrick haue Iudgm^t^ for fiue thowsand pounds of tobacco ags^t^ the Estate of the said Ed: Prescott but that in regard M^r^ Goodrick may haue receiued part of payment, Ordered further that the said Goodrick shall by his Oath make appeare what he hath receiued from Edward Edward Prescott which must be allowed in discount of the said 5000^lb^ of tobaccoe

To this place the list of amerciam^ts^ was taken and sent to each Sherriffe of the Countyes

Comand Thomas Courtney and Sarah his wife now or late of Caluert County in the prouince of Maryland that Iustly the whole Couenant to Mathew Rhodam of Com-away in S^t^ Marys County Containing One dwelling house One Tobacco howse One hundred acres of land in Comaway aforesaid in the County aforesaid &^c^.

Signed Philip Caluert

And the finall Concord is such that the said Thomas Courtney and Sarah his wife haue acknowledged the aforesaid dwelling house w^th^ one tobacco house and One hundred acres of land to be the right of the aforesaid Mathew Rhodam as those which the said Mathew Rhodam hath of the guift of the said Thomas Courtney and Sarah his wife and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Mathew Rhodam and his heires for euer and further the said Thomas Courtney and Sarah his wife haue granted for them and the heires of the said Thomas Courtney that they will warrant to the aforesaid Mathew Rhodam and his [p. 350] heires the aforesaid dwelling house w^th^ one tobacco house and the

Liber B B said One hundred acres of land wth the appurtenances ags^{t} him the said Thomas Courtney and Sarah his wife and the heires of the said Thomas for euer, And for this remise Release Quitt Claime the aforesaid Mathew Rhodam hath giuen to the aforesaid Thomas the sum̄e of Two thowsand One hundred pounds of tobaccoe—

Taken and acknowledged by	Thomas Courtney
Thomas Courtney & Sarah	the marke of
his wife in open Court	Sarah 2 Courtney
Daniel Jenifer Clke	

27 $\frac{3}{m}$ 64

The Pattent of the abouesaid One hundred acres of land was in Open Court surrendred unto Mathew Rhodam wth all the right title and Intrest thereto by Thomas Courtney and Sarah his wife wth acknowledgm^{t} of an assignm^{t} thereof und^{r} theire handes on the back side of the said pattent. Daniel Jenifer Clarke

Know all men by these p^{r}sents that I Francis Armstrong doe Constitute and appointe my Louing freinde M^{r} Daniel Jenifer my true and lawfull Attorney for me and in my name to acknowledg to Cap^{t} Thomas Mannyng and John Ingram two hundred acres of land which I sold to Cap^{t} Thomas Mannyng and Ingram and what my said Attorney shall doe in the p^{r}mises I doe rattifye and Confirme to be as good in law as if I my selfe were present as wittnes my hand and seale this 30th September 1664—

Signed sealed & deliuered	the marke of
In the p^{r}sence of	Francis ff A Armstrong Sealed
Jos: Horsley	
Will^{m} MacDowall	

This Indenture made the 10th day of June in the yeare of Our Lord God 1664 Between Francis Armstrong of the Clifts in Caluert County in the Prouince of Maryland planter and Dame Frances Armstrong his wife of the one part and Thomas Mannyng of the Clifts in Caluert County planter and John Ingram of great Choptanck in the prouince of Maryland Plant^{r} on the other part wittnesseth that the said Francis and Frances Armstrong hath Clearely Bargained and Sold and by these p^{r}sents Clearely bargaineth and selleth to the said Thomas Mannyng and John Ingram Two hundred acres of land lying in Talbott County on the north side of the Easterne Branch of Tredauin Creeke beginning att a marked Beach neer the head of a Coue bynding upon the land of James Hall and Cap^{t} Miles Cooke running south East to a marked Oke the long line running North East and by East wth all and singular the appurtenances and proffitts which he the said Armstrong or any other person or persons to his use hath haue or had in the said Two hundred acres of land—

To haue and to hold the said Two hundred acres of land wth the Liber B B appurtenances from them the said Francis Armstrong and Frances [p. 351] his wife and theire heires to the said Thomas Mannyng and John Ingram and theire heires for euer more, And alsoe the said Armstrong Couenanteth to deliuer to the said Mannyng a pattent for the said Two hundred acres of land at or before the tenth of Nouember next after the date hereof and further the said Armstrong Couenanteth Granteth and allsoe warranteth that he hath lawfull power & authority to Bargaine and sell the premises to the Mannyng & Ingram and theire heires as afore is said, ffreed and acquitted and at all tymes hereafter discharged by the said Armstrong of and from all manner of former and other Bargaines grants sales Trusts forfeitures Joyntures dowers surrenders Iudgm^{ts} execuc̄ons and of and from all other titles troubles and incumbrances whatsoeuer and att all times hereafter at request had and made by the said Mannyng and Ingram to the said Armstrong he shall giue more assurance or assurances as by the Councell learned in the law shall be aduised deuised or required for the more absolute and perfect surety and sure makeing of all and singuler the said two hundred acres of land and euery part and parcell thereof unto the said Mannyng and Ingram and theire heires for euer, In Considerac̄on of ffoure Thowsand pounds of tobacco and Caske in hand paid by the said Mannyng to the s^{d} Armstrong as by bill bearing date wth the date hereof more att large appeare. In wittnes hereof the saide Francis and Frances Armstrong haue sett to theire Hands and Seales the day and yeare aboue written

marke Sealed
Signed sealed & deliuered
Francis ff A Armstrong
In the p^{r}sence of
marke Sealed
Francis Waste
Frances F A Armstrong
marke
Thomas B Baxter

Know all men by theise p^{r}sents that I Francis Armstrong of the Clifts in Caluert County in the Prouince of Maryland Planter Doe acknowledge my selfe to be endebted to Thomas Mannyng and John Ingram of the Prouince of Maryland Planters theire heires Executors Administrators and assignes the full and Just sum̄e of ffiue thowsand pounds of tobacco and Caske to be paid at or before the 10th of December next comming and for the true and sure paym^{t} thereof I doe binde my selfe my heires Executors and Administrato^{rs} firmely by these p^{r}sents, In wittnes whereof I haue sett my hand [p. 352] and seale this tenth of June in the yeare of Our Lord God One thowsand Six hundred Sixty ffowre—

The Condic̄on of this Obligac̄on is, that if the wthin named Thomas Mannyng and John Ingram may well & peaceably haue hold enjoye and possesse from the date of these p^{r}sents to them and theire heires

Liber B B for euer, Two hundred acres of land wth the appurtenances Lying and being in Talbott County on the north side of the Easterne Branch of Tredauin Creeke beginning att a marked Beach Neer the head of a Coue Bynding upon the land of James Hall and Cap^{t} Miles Cooke as by a Bill of Sale under the aboue written Francis Armstrong hand bearing date wth the date hereof more att large appeares wthout any molestac̄on Interruption Euiction expulsion or Recouery of the same or any parcell thereof by the said Armstrong or his heires or Assignes or by any other person, by reason of any Right or title to him or them before the date wthin menc̄oned had growing or accrueing, That then this p^{r}sent Obligac̄on to be uoyd and of none Effect or else to remayne in full force and uertue power and strength, ffiue enterlined before signing—

Signed Sealed & deliuered marke
In the p^{r}sence of Francis ff A Armstrong Seale
Francis Waste
marke
Thomas B Baxter

By Vertue of that letter of Attorney in fo: 350 from the abouesaid Francis Armstrong to Dan: Jenifer the said Jenifer on behalfe of the said Armstrong doth make acknowledgm^{t} of the foregoeing Conueyance in Open Court to Cap^{t} Thomas Mannyng and Jn^{o} Ingram and to theire heires for euer Daniel Jenifer Clk

$27\frac{3}{m}64$

List of those persons who att this Prouinciall Court Sett up theire names to sue out for quietus ests—

Henry Tripp husband of Frances the relict of Michaell Brooke deceased sues out for Quietus Est upon the Estate of the said Michaell

Not underwritt

[p. 353] John Viccoridge who maryed Mary the Relict of Tho: Bradnox sues ut for Quietus est upon the Estate of the said Bradnox

Ordered by the Gouerno^{r} & Councell that the said Viccoridge wth Mary his wife doe first deliuer into the Secretarys Office an accompt how she hath discharg'd the said Estate before Quietus Est issue thereon—

Cornelius Howard as Administrato^{r} upon the Estate of John Sisson demands Quietus Est thereon—

Not Vnderwritt

There being noe more bussiness in this Court depending or to be
Called–The Leiutenn^{t} Generall adjourns the Co^{rt} untill
the first Twesday in December next being
the 6th day thereof

An Inuentory of the Estate of John Grammer in Caluert County Liber B B taken By mee Thomas Spriggs—

7 men Seruants, One woman Seru^{t} two boyes, tenn wth bedding and working tooles

12 Cowes 10 Calues 12 heifers & steeres of two and three yeares old 44 head of hoggs some of them at lyons Creeke

6 paire of shooes 9 paire of stockings uide warr^{t}

2 feather beds and bedsteeds wth ruggs & blanckitts pillowes and 320 Boulters & sheetes to them & Curtaines

4 fixt gunns, 2 Chests one round table One wicker Chaire, 5 leather Chaires 2 table Clothes six napkins, 4 pewter dishes 5 porringers, 2 pewter quart potts, 5 Candlesticks 1 greate Chest one old truncke 10 peces of tinn waire a parcell of Cider Caske, 1 pewter Chamber pott one brasse Skillett, 20 tubbs trayes & buckitts 5 iron potts 4 pestills 1 frying pann 1 spitt Chaine & pothooks 1 small boate 2 smoothing Irons 1 grater, 1 paire of bellowes fire tongs and shouells

One plantac̄on at lyons Creeke of 400 acres

One plantac̄on that he now liues upon in the Island Creeke—

Know all men by these p^{r}sents that I William Price of S^{t} Marys [p. 354] County in the prouince of Maryland Gent^{n} Doe Owe & stand indebted unto William Smyth of the aforesaid place Innholder the full & Just sum̄e or quantity of thirety Thowsand pounds of tobacco and Caske according to the Act of Assembly to be paid unto him the said William Smyth his heires Executors Administrators or Assignes upon all demands w^{t}soeuer to the which paym^{t} well & truely to be made I doe binde mee my heires Executo^{rs} & Administrators, and further for the Security and performance of the said thirety thowsand pounds of tobacco for the paym^{t} thereof to the said William Smyth as aforesaid, I the saide William Price doe from me and my heires Conuey assigne and sett ouer unto the said William Smyth his heires or Assignes my whole Estate in Maryland or any other part or partes out of Maryland both reall & personall, as the plantac̄on I now liue upon wth all the seruants about it imployed upon any account of worke or otherwise as allso the whole Cropp of tobacco that this present yeare shall upon the said plantac̄on be made by the said seruants or any other person or persons whatsoeuer, as likewise I doe by these p^{r}sents, binde and set ouer to the said William Smyth my whole stock of Cattle as hoggs Cowes Horses & mares &^{c} firmely to be recoūed by these p^{r}sents, in wittnes whereof I the saide William Price haue hereunto sett my hand and seale this 7th day of October 1664—

The Condic̄on of the aboue menc̄oned Obligac̄on is such, That wheras the abouesaid William Smyth is security and become en-

Liber B B gaged for the abouesaid William Price to Thomas Dent of S^{t} Marys County High Sherriffe which said Price was in the s^{d} sherriffes Custody under Execuc̄on for the sum̄e of fifteen thowsand pounds of tobacco to the Lord Proprietary forfeited by an Order past against the said price for the s^{d} 15000℔ tob: this 6th day of this p^{r}sent instant now if the aboue bounden W^{m} Price his heires Executors Administrators and Assignes doe well and sufficiently on theire behalfes saue defend and keep harmless the aboue named William Smyth his heires Executors Administrato^{rs} and Assignes, of and from the said Order of Court for 15000℔ tob: and of and from all and singular Charges dam̄ages disaduantages or any other incumbrance lett or molestac̄on whatsoeuer that shall accrue or happen to be to the said Smyths prejudice or his heires as aforesaid for his the said Smyths being bound and become security for the said William Price as aforesaid, Then this p^{r}sent Obligac̄on to be uoid and of none Effect otherwise to stand and firmly remaine in full force and uertue

Signed sealed & deliuered Will^{m} Price Seale
In the p^{r}sence of us—
Daniel Jenifer
27 $\frac{3}{m}$ 64
Robert Barnard.

The aboue menc̄oned Obligac̄on was at the intence of both partyes desired it might be recorded Daniel Jenifer Clk̄e

[p. 355] Octob^{r} 7th Marmaduke Snow demands writt of Exec̄on ags^{t} the Estate of Thomas Gerrard as followeth

uide 325 346 Leauy by way of Execuc̄on upon the Goodes Chattles lands tenem̄ents & heriditam^{ts} of Thomas Gerrard of S^{t} Marys County in S^{t} Clements manno^{r} the sum̄e of One Thowsand pounds Sterling and deliuer the same unto Marmaduke Snow according to the force and Effect of an Order of o^{r} Prouin^{all} Court held att s^{t} Marys on the 6th day of October 1664 And for soe doeing this shall be yo^{r} warr^{t} Giuen und^{r} my hand this 7th day of October 1664, directed to sherriffe s^{t} Marys County

10th Then Came Sam̄: Chew of the County of Ann Arundell the Attorney of Anthony Salway, and enter Caueat ags^{t} Thomas Marsh of the said County that noe pattent issue forth of the Secretarys Office for that land or any part thereof Called Siluerston being in the whole Eight hundred acres, formerly surueyed and by pattent held by the said Salway, untill the right of the said Salway thereto be heard and determined—

11th John Gittings demands writt of Execuc̄on upon the Goodes Chattles or debts of Jn^{o} Collett of Baltemore County to the uallue of

Three thowsand Six hundred pounds of arranoca tobacco in Cask Liber B B
according to an Order of Court past the 6th of this instant October,
and them to deliuer unto the said John Gittings—

To the sherriffe of Baltemore County or his deputy—

Leauy allsoe these ffees due to John Gittings as Clk of the Prouinciall Court in 1662

To a warrt to arrest Haddaway attorney Heyling....	23
Recording Heylings Petn & Smyths letter Attorney..	32
recording Mathew Kemps Cert: & Haddaways bill..	16
Order, & recording Helyns petn vs &c Collett.......	32
recording Gittings testimony and the Order........	24
Attorneys ffees and 2 dayes attendance............	120
Daniel Jenifers ffees as Clarke &c.	
To a scire facias and recording the same...........	92
recording Smyths lett. attor̄: to Gittings & Order....	32
Execuc̄on	23
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William Smyth demands writt agst James Jolly in an accōn of 25th
Couenant to the uallue of 6000℔ tob:—

Warrt to sherriffe of st Marys County to arrest &c ret̄ next Prouinciall Court—

Richard Smyth the Attorney of William Moffett agent to Richard [p. 356]
Allen d̄d̄s writt agst James Iolly in an accōn of debt to the uallue Octobr 25th
of Seauenteene thowsand seauen hundred and twenty pounds of
tobacco and Caske.

Warrt to Sherriffe of St Marys County to arrest &c Ret̄ next Prouinciall Court—

To the Honble Gouernor & Councell of Maryland

Richard Smyth the Attorney of Willm Moffett Agent to Richard Allen in London merchant pl̄t: James Iolly in St Marys Countye Ordinary keeper defendt in accōn of debt

The plaintife declareth that the defendant standeth indebted to the abouesaid Allen seauenteene thowsand seauen hundred & twenty pounds of tobacco and Caske as by bill under hand writeing bearing date the 5th of Aprill last past may appeare yor plaintiffe in behalfe of the said Allen Craueth Order for the said debt wth Cost of suite and yor plaintiffe as in duty bound shall pray &c—

John Gittings the Attorney of Capt Tho: Harwood enters accōn 27th
of debt agst James Iolly to the uallue of two thowsand two hundred
pounds of tobacco—

Liber B B ditto die John Gittings the Attorney of Andrew Cooke enters accōn of debt agst James Iolly to the uallue of seauen thowsand six hundred and tenn pounds of tobacco by bill—

ditto die John Gittings the Attorney of Andrew Cooke enters accōn of the Case agst James Iolly to the uallue of nine pounds sterl:

29th By Order from the Leiutennt Generall, Thomas Wyn̄ne had a mittimus for Robt Stack, directed to the sherriffe of Caluert County and him to keep in Custody wthout Bayle or mainprize untill he hath made sattisfac̄con in full of all ffees and dam̄ages due and susteyned by any Officer or Officers lawfully authorized in any imploymt whatsoeuer dated ut supra—

31th Henry Hudson Came and demanded writt to arrest the frygott Exepedic̄on, produced Coppys of Orders from New Yorke that Dauid Anderson prsent Master of the said ffrygott in Contempt of the said Ordr did depart the said place wthout performance according to the tenor thereof—

Vpon which by Order from the Honble Leiutennt Generall warrt issued to the sherriffe of St Marys County to arrest &c wth the preamble which is as followeth

[p. 357] Octobr 31th Whereas there was a Cause depending betweene Henry Hudson and Dauid Anderson (on the behalfe of Mr Wm Caruer and himselfe) concerning a Certaine ffrygott Called the Expedic̄on depending afore the Honble the Gouernor and rest of the Commrs of New York and upon hearing the differences betweene them it was Ordered that the whole Bussiness should be referr'd to Vs here to be tryed, And further that the said Anderson should giue in security by Bond of One hundred pounds to the Burgomasters of that towne, that wthin six months after the date of an Order of theires he should answere to the suite of Henry Hudson about the said ffrygott, as by a Coppy of that same Order sent me more largely may appeare and whereas the said Dauid Anderson, Contrary to and in Contempt of the aforesaid Order, did depart wthout performing his part as was required and since is arriued in this prouince wth the ffrygott expedic̄on as aforesaid

These are therefore in the name of the Right Honble the Lord Proprietary to will & Com̄and yow that forthwth yow Seize the said ffrygott as aforesaid into yor Custody wth all her tackle sayles rigging and what furniture soeuer is to her belonging, and her soe Seized to bring to St Marys here to remaine untill the whole proceedings be tryed afore us att Our next Prouinciall Court to be held the 4th day of Decembr next, and it be fully determined to whome the right and propriety of the said uessell shall belong, And I doe further require yo^w^ to presse such and soe many persons for the Conueying her safe to S^t^ Marys as yo^w^ shall see Conuenient, And hereof faile not as yo^w^ will answere the Contrary. Giuen und^r^ my hand this 31^th^ of Octob^r^ 1664— Signed Charles Caluert Liber B B

To the Sherriffe of S^t^ Marys
County or his deputy

Henry Hudson demandes writt of summons for Francis Pope to testifye in ditto Causo, ret. next Prouin^all^ Court ditto die

Since the issuing of the abouesaid Order Isaack Bedloe Merchant to the abouesaid ffrygott Expedicon makes appearance before the Hon^ble^ Gouerno^r^ and enters into Bond of fiue hundred pounds sterling w^th^ One security to answere the abouesaid suite and abide Judgm^t^ att the next Prouin^all^ Court–Whereupon another Order sent the Sherriffe of S^t^ Marys County for the releasing the said ffrygott w^th^out further detaining her in Custody—

To the hon^ble^ Gouerno^r^ & Councell of the Prouince of Maryland [p. 358]

The humble pet^n^ of John Gittings Attorney To Capt^t^ Thomas Harwood Sheweth

That James Jolly in the Prouince of Maryland Innholder on the 12^th^ of February 1663 by bill und^r^ his hand did assume upon himselfe to pay unto Cap^t^ Thomas Harwood aforesaid the sume of Two Thowsand two hundred pounds of good sound tobacco, That the said James Iolly the said sume of two thowsand two hundred pounds of tobacco doth refuse to pay unto yo^r^ pet^r^ to his greate damage—

Whereupon he bringeth his suite and prayeth Order of this hon^ble^ Court that the said James Iolly may be Compelled to pay the said tobacco unto yo^r^ pet^r^ w^th^ damages & Cost of suite And he shall pray—

John Gittings the Attorney of Andrew Cooke the Assigne of Henry Meese demands writt ags^t^ Vincent Atcheson in an accon of debt to the uallue of fifty pounds of good merchantable Beauer or 2010^lb^ tob: Nouember 7^th^

Warr^t^ to sherriffe of S^t^ Marys County &^c^ to arrest–Ret next Prouinciall Court—

To the hon^ble^ Gouerno^r^ & Councell of the Prouince of Maryland

The humble pet^n^ of John Gittinges Attorney to Andrew Cooke the Assigne of Hen: Meese Sheweth

That Vincent Atcheson of s^t^ Jeromes in the prouince of Maryland on the 24^th^ of Aprill 1661 by bill under his hand did assume upon himselfe to pay unto Henry Meese aforesaid the full sume of fifty pounds of good merchantable Beauer or else Two thowsand and tenn pounds of tobacco merchantable in Caske, That the said Vincent

Liber B B Atcheson the said sum̄e of Two thowsand and tenn pounds of tobacco doth refuse to pay unto yo^{r} pet^{r} to his greate dam̄age whereupon hee bringeth his suite, And prayeth Order of this hon^{ble} Court that the said Vincent Atcheson may be Compelled to pay the said tobacco unto yo^{r} pet^{r} wth dam̄ages & Cost of suite And hee shall pray &^{c}

9th Summons issued to the Sherriffe of Ann Arundell County to warne Edward Ladd Thomas Whyniard Susannah Leeth William Gunnell Lawrence Organ and Thomas Miles to testifye &^{c} in a Cause inter the Right Hon^{ble} the Lord Proprietary and Joseph ffincher–Further requireing the said Sherriffe to Cause the person of the said Joseph ffincher to be brought downe to the next Prouin^{all} Court—

Summons allsoe to the said sherriffe to warne the number of twelue persons of the neighbour hood, that they make theire personall appearance att the said Court, There to serue as Jurors upon the tryalls of seuerall persons to us p^{r}sented as ffelons.

[p. 359] Summons issued to the Sherriffe of Caluert County to warne Susan Hunt Francis Taylor Thomas Clifton Henry Ollis Henry Clements
Nouemb^{r} 9th James Low John Ede and Christopher Anderson to testifye &^{c} in a Cause depending inter the Right Hon^{ble} the Lord Proprietary and John Grammer

Summons allsoe to the said Sherriffe to warne 12 Persons of the Neighbour hood, that they make theire p^{r}sonall appearance at the next Prouinciall Court, there to Serue as Jurors upon the tryalls of seuerall persons to us presented as ffelons—

12th John Gittings the Attorney of Andrew Cooke formerly entred his accōn ags^{t} James Iolly now demands writt against the said Iolly in an accōn of debt to the uallue of 7610^{lb} tob:—

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c} Ret̄ next Prouinciall Court

To the hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland—

The humble pet^{n} of Jn^{o} Gittings the Attorney of Andrew Cooke Sheweth

That James Iolly in the Prouince of Maryland Innholder on the 11th ffebruary 1663 by bill und^{r} his hand did assume upon himselfe to pay unto M^{r} Andrew Cooke aforesaid the sum̄e of seauen thowsand six hundred and tenn pounds of good sound tobaccoe, That the said James Iolly the said sum̄e of seauen thowsand Six hundred and tenn pounds of tobacco doth refuse to pay unto yo^{r} pet^{r} to his greate dam̄age whereupon he bringeth his suite, And prayeth Order of this hon^{ble} Court that the said James Iolly may be Compelled to pay the said tobacco unto yo^{r} pet^{r} wth dam̄ages and Cost of suite, And he shall pray &^{c}—

John Abington demands writt ag^{t} Jn^{o} Salesbury in an accõn of Debt to the uallue of 6000^{lb} tob: Liber B B

Warr^{t} to the sherriffe of Caluert County to arrest &^{c}

To the hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet^{n} of Jn^{o} Abington Sheweth

That John Salesbury is indebted to yo^{r} Pet^{r} the sum̃e of ffowre thowsand Six hundred thirety Eight pounds of tobacco and Cask by bill and neer two hundred more by accompt for all which he humbly prayeth Order of this hon^{ble} Court for speedy paym^{t} And he shall pray &^{c}—

John Abington demands writt ags^{t} John Salesbury in an accõn [p. 360] upon his Case to the uallue of tenn Thowsand pounds of tobacco—

Warr^{t} to Sherriffe Caluert County to arrest &^{c}. Ret̃ next Prouinciall Court—

The said Abington demands writt of Attachm^{t} ags^{t} the Estate of the said John Salesbury to the uallue of 6000^{lb} tob: the Sherriffe of Caluert County to keepe them untill the said Salesbury or his Attorney doe appeare att the next Prouinciall Court to answere the suite of the said Abington in an accõn of debt to that uallue dated 27th 8^{br} 1664

Warr^{t} to sherriffe Caluert County to attach &^{c} returnable next Prouinciall Court

To the hon^{ble} the Gouerno^{r} & Councell of the prouince of Maryland—

The humble pet^{n} of John Abington sheweth

That John Salesbury did enter into Couenant wth yo^{r} pet^{r} as an Ouerseer to take Care of such thinges as were deliuered to him and did Obleige himselfe to look after his Seruants for the managing and making a Cropp all which he neglected to doe by which meanes yo^{r} pet^{r} is dampnifyed to the uallue of ten thowsand pounds of tob: and Caske for which he humbly prayeth Order of this Hon^{ble} Court for speedy paym^{t} thereof, And he shall pray &^{c}

To all people to whom these p^{r}sents shall come I Margarite Perry of the City of Westminster in the County of Midd̃s widdow send Greeting Whereas John Bateman late Cittizen and Haberdasher of London deceased by his Obligac̃on und^{r} his hand and seale bearing date the fourteenth day of August Ann^{o} Dom̃i 1649 is and standeth bound unto me the said Margerite Perry in the Sum̃e or penalty of Two thowsand pounds of lawfull money of England wth Condic̃on thereon endorsed, that he the said Jn^{o} Bateman should at the time of his decease by his last will and testament or by some other lawfull wayes and meanes sufficiently giue Conuey settle assure confirme and leaue unto Mary his then intended and since wife and Relict (beeing the daughter of me the said Margaritt Perry) an estate of

Liber B B the true full uallue of One thowsand pounds of lawfull money of England in Goods Plate ready money moueables househould stuffe lands messuāges or Tenements to her owne use in such sort as that she the said Mary her Executors Administrators and Assignes should and might freely peaceably and quietly haue hold possess and enjoy the same as her and theire owne proper Goodes and Estate wthout the lett suite trouble denyall or disturbance of any person or persons whatsoeuer, as by the same Obligac̄on and Condic̄on more at large may appeare, Now know yee that I the said Margarite Perry for good Considerac̄ons mee hereunto moueing haue Granted transferred assigned and sett Ouer, and by these p^{r}sents, Doe grant transferre assignee and sett ouer unto M^{r} Thomas Thomas Mannying M^{r} [p. 361] Thomas Nottley & M^{r} John Gittings Gentlemen now Resident in Virgenia and to the Suruiuors and Suruiuor of them for the use and benifitt of the said Mary my Daughter the said recyted Obligac̄on and the penalty Sum̄e and Sum̄es of money therein or in the Condic̄on thereof menc̄oned and all benifitt proffitt and Aduantage whatsoeuer there upon to be had obteined or gotten, and for the better enabling of them the said Tho: Manning Thomas Nottley and John Gittings or any of them Joyntly or seuerally to recouer and receiue the same to and for the use aforesaid, I the said Margarite Perry haue made Ordeined Constituted and deputed, And by these p^{r}sents doe for me my Executors & Administrators made Ordaine Constitute and depute the said Thomas Mannyng Thomas Nottley and John Gittings and euery or any of them joyntly or seuerally Our and euery of Our true and lawfull Attorney and Attorneys assignee and Assignes in the name or names of me my Executors or Administrators but to and for the use and uses aforesaid To aske demand Leauy recouer and receiue by Order of law or otherwise of and from the Executors or Administ^{rs} of the said John Bateman, all and euery Such Sum̄e and Sum̄es of money Goodes wares Chattles benifitts proffitts and aduantages due or payable or to be paid had receiued obteined or gotten upon or by reason of the said recited Obligac̄on in any manner of wise Or upon or by reason of any Guift deuise legacy or bequest whatsoeuer, giuen deuised appointed or bequeathed unto me by him the said John Bateman in and by his last will & testament or otherwise howsoeuer for or towards the sattisfacc̄on of the said recited Obligac̄on in many manner of wise, and for nonpaym^{t} or not deliuery thereof or of any part thereof I the said Margarite Perry doe by these p^{r}sents for me my Executors and Administrato^{rs} giue and grant unto my said Attorneys and euery or any of them Ioyntly or Seuerally full Power and Authority to sue persue impleade attach in prison Condempne and out of prison to deliuer the Executors or Administrators of the said John Bateman or any other person or persons that shall deteine or wthhold the p^{r}mises or any parte thereof and all and euery such suites impleas plaints & arrests to sue and prosecute to seuerall Judgm^{ts} & execuc̄ons and the full effect aduan-

Liber B B

tage and benifitt of such Judgments decrees and execucõns to leauy execute and take ags^{t} the Bodyes and Goodes lands and tenements of such detainers or wthhoulders of the premises and euery or any of them and to receiue Compound and agree for the same and any part thereof and upon any receipt Composition or agreem^{t} in the premisees in the name of me my Executors or Administrators to make and giue such acquittance or discharge as in that behalfe shall [p. 362] bee needfull and I doe hereby further Authorize desire and appointe my said Attorneys and euery or either of them upon Receipt of any sum̄e or sum̄es of money goods Comodities aduantages and proffitts by uertue of these p^{r}sents to pay and deliuer the same unto M^{r} Philip Caluert now resident in Vergenia or to such other person or persons as the said Mary Bateman shall direct or appointe for the onely use and benifitt of her the said Mary and to take such acquittance and Receipt for the same as in that behalfe shall be necessary and one or more Attorney or Attorneyes under my said Attorneyes or any of them to make and againe att their or any of their wills and pleasures to reuoake And generally to doe execute performe and finish all and euery of her Act and Acts thinge and thinges whatsoeuer which shall be requisite or necessary to be done in or about the p^{r}misses as fully and amply in euery respect as I my selfe might or Could doe being personally p^{r}sent, Ratyfying and alloweing for firme and effectuall all and whatsoeuer my said Attorneys their substituts or Assignes or any of them shall lawfully doe or Cause to be done in or about the p^{r}misses by uertue of theis p^{r}sents. In wittnes whereof I haue hereunto sett my hand & seale dated the Eight day of August An^{o} Dm̄ 1664, And in the sixteenth yeare of the reigne of Our Soueraigne Lord Charles the Second by the Grace of God King of England Scotland ffrance and Ireland Defender of the ffaith &^{c}—

Sealed and deliuered Margarett Pery Seale
In the presence of
Tho: Harwood
James Conaway
Andrew Cooke

Cap^{t} Thomas Harwood maketh Oath that he saw the within named Margarite Pery signe and seale the wthin written letter of Attorney and further saith not Tho: Harwood

Jurauit Coram me 25^{o}
Octobris 1664—
Philip Caluert

Andrew Cooke maketh Oath that he saw the wthin named Margarite Perry Signe and Seale the wthin written letter of Attorney and further saith not— Andrew Cooke

Jurauit Coram me 25^{o}
Octobris 1664—
Philip Caluert

Liber B B John Gittings the Attorney of Margarite Perry demands writt ags^{t} Mary Bateman the Executrix of John Bateman Esqȝ dec^{d} in an accōn of debt to the uallue of Two thowsand pounds sterling dated 27th October 1664

Warr^{t} to Sherriffe of Caluert County to arrest &^{c}. Returnable next Prouinciall Court

[p. 363] To the hon^{ble} the Gouerno^{r} & Councell of the prouince of Maryland

The humble pet^{n} of John Gittings Attorney to Margarite Pery Sheweth

That John Bateman late Cittizen and Haberdasher of London dec^{d} by his Obligac̄on bearing date the 14th day of August 1649 is and standeth bound unto Margarite Pery in the sum̄e or penalty of two thowsand pounds of lawfull money of England wth Condic̄on thereon Endorsed that he the said John Bateman should att the time of his decease by his last will and testament or by some other meanes sufficiently giue Conuey settle assure Confirme and leaue unto Mary his then intended and since wife and Relict (being daughter of the said Margarite Perry) an Estate of the true full uallue of One thowsand pounds sterling in Goods Plate &^{c}, to her owne use in such sorte as that she the said Mary her Executors Administrat^{rs} and Assignes should and might freely peaceably and quietly haue hold possess and Enjoy the same as her and their owne proper goods and Estate wthout the lett suite trouble denyall or disturbance of any person or persons whatsoeuer, as by the same Obligac̄on and Condic̄on now ready to be tendred to this hon^{ble} Court transmitted wth an attestac̄on of the Lord Mayor of the Citty of London more att large may appeare—

Now soe it is that the said John Bateman hath not according to the tenor of his Obligac̄on Sufficiently Conueyed settled assured and Confirmed unto the said Mary an Estate of the true full uallue of One thowsand pounds aforesaid, but hath left her and her whole Estate encombred wth many debts and lyable to the suite trouble and disturbance of many persons

Wherefore yo^{r} pet^{r} humbly prayes Order of this hon^{ble} Court for the said sum̄e of two Thowsand pounds Sterling ags^{t} the Estate of the said John Bateman–And as in Duty bound he shall pray &^{c}.

Proclamacon By the Leiutenn^{t} Generall

Whereas att the last Prouinciall Co^{rt} houlden at S^{t} Marys for this prouince on the 4th October last past the next Prouinciall Court was then appointed to be held on the Sixth of December followinge
[p. 364] Now for as much the Gouerno^{r} and most of the Councell being like to be absent from S^{t} Marys att that time about their seuerall earnest Occasions as allsoe about some perticuler affaires w^{ch} Concerne this prouince which will not admitt of delay therein—

These are therefore to giue notice to all persons whome it may Liber B B
Concerne that the Prouinciall Court to be held on the 6th day of December is adjourn'd untill the 20th of the same month, and all writts and other process issued forth for that Court intended to be holden on the 6th day of December shall be returnable on the 20th of the same month as aforesaid. Giuen undr my hand this 24th of Nouember 1664 Signed Charles Caluert

Thomas Mountford by his Attorney Thomas Sprigg demands December 3d
Writt agst William Price in an accōn of debt upon accompt to the uallue of three thowsand six hundred twenty fiue pounds tob:

Warrt to Sherriffe of St Marys County or to the sherriffe of Charles County to arrest &c Ret̄ next Prouinciall Cort being the 20th instant—

Thomas Mountfort by his Attorney Thomas Sprigg demanded writt of Summons for Benjamin Rozer and John Emerson to proue that power giuen the said Sprigg by the said Mountfort in a letter of Attorney which said Rozer & Emerson did testifye upon Oath to be the true act and deed of the said Mountforts unto the said Sprigg and allowed of in Court—

To the honble Gouernor & Councell In Prouinciall Cort assembled

The humble petn of Tho: Mountford by his Attorney Tho: Sprigge Sheweth

That William Price stands endeted to yor petr in the sum̄e of Three thowsand six hundred twenty fiue pounds of tob: upon accompt as by perticulers more at large may appeare wth acknowledgmt thereto under the said Price his hand, One hundred seauenty seauen pounds of tobacco by him excepted yet wthout further Caution shewne why the whole sum̄e of 3625lb tob: should not be paid he making refusall thereof to yor petrs greate dam̄age whereupon he bringeth his suite, And humbly Craues of this honble Court Order for the said sum̄e with damages and Cost of suite And as in duty bound hee shall pray &c.

Daniel Jenifer Enters an accōn agst James Jolly to the uallue of 3d
ffoure thowsand pounds of tobaccoe wth Caske. Due by bill under hand–being accōn of debt

Summons then issued for Hannah Price and William her husband [p. 365]
to appeare att the next Prouinall Court held on the 20th of this instant December to answere what shall then be objected agst them Decembr 3d uide 421
on behalfe of the Lord Proprietr Concerning the Couering the state howse att St Marys Vpon perill of forfeiting 5000lb tob to the Lord Proprietr in Case they appeare not according to summons

Liber B B 4th Daniel Jenifer d̄d̄s writt of Attachmt agst any the Goods Debts bills bonds or other writeings belonging to James Jolly to the uallue of ffoure thowsand pounds of tobacco wthin this prouince untill the said Iolly or his Attor̄: shall appeare at the next Prouinall Cort held 20th Decembr instant, to answere to the suite of the said Jenifer in an accōn of Debt to that uallue and abide Judgmt of Court–Writt to sherriffe of St Marys County &c

To the honble Gouernor & Councell In Prouinciall Courte Assembled

The humble petn of Daniel Jenifer Sheweth

That James Jolly stands endebted to yor petr in the sum̄e of foure thowsand pounds of tobacco wth Caske as by Specialty under his hand (more at large may appeare) Now soe it is the said Jolly wth his wife and family hath priuately made Conueyance of themselues and all goods moueable unto a plantacōn on the easterne shore which may be out of the Jurisdiccōn of this prouince he hauing made an acknowledgmt thereof as under the Gouernmt of Vergenia and what debts by him are left behinde is dayly in danger thither to be exported and noe atturney appeareing whereby yor petr is left remedilesse

Wherefore he humble Craues Order of this honble Court agst the Estate of the said James Iolly to the uallue of the abouesaid debt of 4000lb tob: wth dam̄ages and Cost of suite–And as in duty bound he shall pray &c—

5th Thomas Nottley enters accōn agst James Iolly to the uallue of 11075lb tob: due by obligacōn undr hand writeinge, accōn of Debt– the sd Tho: Nottley d̄d̄s writt of attachmt agst any the Goodes Debts bills Bonds or other writeings belonging to James Jolly to the uallue of 11075lb tob: untill the said Iolly or his Attorney shall appeare at the next Prouinciall Cort held the 20th Instant December to answere to the suite of the Thom̄: Nottley in an accōn of debte to that uallue & abide Judgmt.

Writt to sherriffe of St Marys County &c—

[p. 366] To the honble Gouernor & Councell In Prouinall Cort assembled

The humble petitione of Thomas Nottley Sheweth

That James Iolly stands endebted to yor petr in the sum̄e of Eleauen Thowsand seauenty ffiue pounds of tobacco to be paid this prsent Cropp

Now soe it is the said James Iolly wth his wife and family hath priuately made Conueyance of themselues and all goods moueable unto a plantacōn on the Easterne shore, which may be out of the Iurisdiccōn of this prouince he hauing made an acknowledgmt thereof as under the Gouernmt of Vergenia and what debts by him are left behinde is dayly in danger thither to be exported, and noe Attorney appeareing whereby yor petr is left remedilesse

Wherefore he humbly prayeth Order of this hon^{ble} Court against the Estate of the said James Iolly to the uallue of the abouesaid debt of 11075^{lb} tob: wth dam̃ages and Cost of suite And as in duty bound he shall pray &^{c}: Liber B B

Christopher Dobson enters an accõn of debt ags^t James Iolly to the uallue of ffourteene thowsand pounds of tob: by Obligac̄on und^r hand 6th

The said Christopher Dobson d̄d̄s writt of attachm^t ags^t the Goods debts or Chattles belonging to James Iolly to the uallue of ffourteene thowsand pounds of tobacco wthin this prouince untill the s^d Iolly or his Attorney shall appeare att the next Prouinciall Court to be held on the 20th of this instant December to answere to the suite of the said Dobson in an accõn of Debt to that uallue due by obligac̄on under hand and abide Iudgm^t of Court—

Writt to the Sherriffe of Caluert County to attach &^{c}.

To the hon^{ble} Gouerno^r and Councell In Prouinciall Co^{rt} assembled

The humble pet^n of Christop^r Dobson Sheweth

That James Iolly did assume upon himselfe on the 23^d day of Aprill 1664 the sum̃e of seauen thowsand pounds of tob: in the penalty of ffourteene thowsand pounds of tobacco upon non payment of the said 7000^{lb} tob: as by Obligac̄on und^r his hand may more att large appeare.

Now soe it is the said James Iolly wth his wife and ffamyly hath priuately made remoueable unto a place on the Easterne shore which he acknowledgeth (as by entry made of the said land) to be under the Gouernment of Virgenia, and his Estate dayly in danger thither to be exported and noe attorney appeareing whereby yo^r pet^r is left remedilesse

Wherefore hee humbly prayes Order of this hon^{ble} Court ags^t the Estate of the said James Iolly for the aboue menc̄oned debt wth dam̃ages & Cost of suite, And as in duty bound he shall pray &^{c}—

John Harrington husband to Mary the Relict of ffrancis Mogg demands writt ags^t Gasper Guerin in an accõn of debt to the uallue of 900^{lb} tob: & Caske dated 17th 9^{br} 1664— [p. 367]

Warr^t to Sherriffe of s^t Marys County to arrest &^{c}. Ret̄ next prouin^{all} Co^{rt} 6th Xemb^r next

To the hon^{ble} Gouerno^r & Councell of Maryland

The humble pet^n of John Harrington husband to Mary the relict of Francis Mogge Sheweth

That upon the second day of Aprill 1664 Gasper Guerin of S^t Jeromes Chirurgion did assume upon himselfe to pay unto the abouesaid Mary Mogg her Executors or Assignes the full and Just

Liber B B sum̃e of nine hundred pounds of good sound large tobacco and Caske according to Act of Assembly att his now dwelling plantac̄on in st Jeromes aforesaide at or before the 10th day of October last past, as by specialty under his hand may more at large appeare which said sum̃e of nine hundred pounds of tobacco the said Gasper Guerin hath not paid and still refuseth to pay to yor petrs greate dam̃age whereupon hee bringeth his suite And humbly prayes Order of this honble Court that the said Gasper Guerin may be Compelled to pay the said tob: unto yor petr wth dam̃ages and Cost of Suite, And he shall pray &c—

December 7th Thomas Paine dem̄ds writt agst Edward Perce Master of the Shipe Golden Fortune in acc̄on of tresspass upon Detainer to the uallue of Two hundred pounds sterlinge

Warrt to sherriffe of St Marys County to arrest &c. Ret̄ next Prouinciall Cort being 20th instant

Ditto Paine d̄ds writt of summons for Wm Price and Henry Hawkins to testifye in ditto Causo, upon perill of forfeiting 500lb tob: each person in Case they appeare not according to summons, ret̄ ditto die ut supra

Thomas Paine pl̄t: } the pl̄t declares agst the deft for that the de-
Edwd Pearce defendt } fendt doth as he shall proue Contrary to law detaine a Chest of goods wth other thinges to the uallue of One hundred and twenty pounds sterling by wch detainder the pl̄t: is dampnifyed uery much as he shall proue for the want of his Goods, For the which goods and apparant Dam̃ages the pl̄t: humbly Craues Order of this Honble Court—

[p. 368] December 7th Thomas Nottley dem̄ds writt agst John Walton in an acc̄on of debt to the uallue of One thowsand seauen hundred pounds of tobaccoe due by bill—

Warrt to sherriffe of Charles County to arrest &c Ret̄ next prouinall Court being the 20th instant

To the Honble Gouernor & Councell in Prouinall Cort assembled

Thomas Nottley pl̄t } The pl̄t declares agst the deft in an acc̄on of
John Walton defendt } debt For that the deft hath assumed upon himselfe to pay unto the pl̄t: One thowsand seauen hundred ffifty nine pounds of tob: wth Caske as by specialty may more att large appeare. Now soe it is the said sum̃e of 1759lb tob: by the pl̄t: hath been often demanded but the deft hath and still doth refuse to pay the said debt unto the pl̄t: Wherefore he humbly prayes Order of this Honble Court for the said sum̃e of 1759lb tob: wth dam̃ages and Cost of suite, And hee shall pray &c—

Thomas Nottley d̄d̄s writt ags^{t} George Thompson in an accōn of Debt to the uallue of ffoure thowsand and Eighteene pounds of tobacco due by bill— Liber B B ditto die

Warr^{t} to sherriffe of Charles County to arrest &^{c}—

To the hon^{ble} Gouerno^{r} & Councell In prouin^{all} Co^{rt} Assembled,

Thomas Nottley pl̄t: } the pl̄t declares ags^{t} the def^{t} in an accōn
Geo: Thompson defend^{t} } of debt For that the def^{t} hath assum'd upon himselfe to pay unto the pl̄t: ffowre thowsand and Eighteene pounds of tobacco and Caske as by Specialty may more att large appeare. Now soe it is the said sum̄e of 4018℔ tob: by the pl̄t hath been often demanded yet the def^{t} hath and still doth refuse to pay the said debt unto the pl̄t: Wherefore he humbly Craues Order of this Hon^{ble} Court for the said sum̄e of ffowre thowsand & eighteen pounds of tobacco wth dam̄ages and Cost of Suite–And he shall pray &^{c}—

Walter Hall d̄d̄s writt of execucōn ags^{t} any the Goodes Chattles or debts of the Administratrix of John Hammond now wife to Pope Aluey for 1166℔ tob: as allsoe 77℔ tobacco according to the force and effect of an Order past the 9th day of ffebruary 1663 and the same to deliuer to the said Walter Hall— ditto die

Writt to sherriffe of Charles County to execute &^{c}

Joseph Horsley d̄d̄s writt of Execucōn ags^{t} the Body of James Eluerd to the uallue of 530℔ tob: Ordered upon a nonsuite

Warr^{t} to sherriffe of Caluert County to execute &^{c}

To the Hon^{ble} the Leiutenn^{t} Generall [p. 369]

Philip Caluert Chancellor of this Prouince informeth that the Burgamasters of Amsterdam by theire Agent Alexand^{r} d'hinoyosa haue diuerse goods and merchandizes unlawfully traded wth and diuers debts in tobacco haue made wthin this prouince that is to say, Debt due from Augustin Herman M^{r} Samuell Goldsmyth M^{r} Henry Stockitt M^{r} Charles James M^{r} Richard Bennitt and M^{r} Nathaniell Vtie, Wherefore he Craues the benifitt of the discouery according to the seuerall Acts of Parliam^{t} for nauigacōn and encrease of shipping, and that he may haue summons for the partyes and wittnesses to make out the truth of this informacōn Philip Caluert
December 10th 1664—

Summons issued for John Cooke and Jn^{o} Collison Seruants to Francis Armstrong that they make theire personall appearance att the next Prouin^{all} Court being the 20th instant to testifye &^{c} in a Cause depending betweene the Right Hon^{ble} the Lord Prop^{r} and The said Francis Armstrong upon perill of forfeiting each 500℔ tob: if they appeare not Decemb^{r} 10th

Liber B B John Sheppard by his Attorney Daniel Jenifer demands writt agst Thomas Bennitt in an accōn of debt to the uallue of seauenteene hundred pounds of tobacco wth Caske—

Warrt to sherriffe of St Marys County to arrest &c Ret̄ next Prouinall Court being the 20th instant

To the honble Gouernor & Councell of the prouince of Maryland

The humble petn of John Sheppard by his Attorney Daniel Jenifer Sheweth

That Thomas Bennitt did upon the 24th day of January 1662 assume upon himselfe to pay yor petr his heires or Assignes upon the 25th march 1663 the full and Just Sum̄e of seauenteen hundred pounds of tobacco wth Caske good and merchantable as by his specialty will appeare which said sum̄e of 1700℔ tob: the said Thomas Bennitt hath not paid but makes delayes therein to yor petrs greate dam̄age—Wherefore he prayeth Order of this honble Court for speedy paymt therein wth Costs and dam̄ages And he shall pray &c

[p. 370] Decembr 12th Pope Aluey in behalfe of his wife Ann Administratrix of the Estate of her husband John Hammond decd demands writt agst James Veitch in an accōn of the Case to the uallue of 2000℔ tob: warrt to the sherriffe of Caluert County to arrest &c ret̄ 20th instant—

To the Gouernor and Councell of Maryland

The humble petn of Pope Aluey Sheweth

That whereas James Veitch stood endebted to yor petr as Administrator of John Hamond deceased for 2000℔ tob: and Caske for a woman Seruant and likewise some other debt due to the Estate wthout the said James Veitch proues this debts paid Yor petr humbly Craues an Order for his debt And hee shall pray &c—

13th Pope Aluey on behalfe of his wife Ann Hammond d̄ds writt agst Thomas Wynne who maryed the relict of Richard Willan in an accōn of the Case to the uallue of 5000℔ tob:—

Warrt to sherriffe of St Marys County to arrest &c

To the honble Gouernor & Councell In prouinall Cort assembled

Pope Aluey on behalfe of his wife
Ann Hammond plaintiffe
Tho: Wynne who maryed the
relict of Richard Willan defendant

The pl̄t: sues the defendt in an accōn of the Case For that the pl̄ts wife Relict to John Hammond who before his decease was imploy'd by the said Richard Willan as undr sherriffe and furthermore (as by Condic̄on undr hand may appeare) the said Hammond was allowed by the said Willan One halfe of all proffitts and benifitts which should accrue in the time of the saide Sherriffealty excepting six hundred and seauenty pounds of tobb: which said Condic̄ons beares date the 16th Sept 1662, & Confirmed under the handes of the Honble Gouernor & Secretary, Now soe it is, the said Liber B B Hammond deceased and since the said Willan whose relict nor her husband Thomas Wynne will allow of any proffitt due to the pƚt: as marying the said Hammonds relict which is great dam̄age to the pƚt: his wife and her Children her husband not onely loosing his life to which imployment might be something attributed therein but his time and laboure and now allsoe his sallery wthout this honble Court will giue redresse therein, which said Hammonds Interest amounts unto ffiue thowsand pounds of tobacco upon which he bringeth his suite, And humbly Craues Order of this honble Court that the defendt may make sattisfacc̄on unto the pƚt: to the uallue of the said 5000lb tobacco and as in duty bound hee shall pray &c—

[p. 371] December 13th Jerome White Esqꝫ enters accõn of debt to the uallue of ffoure hundred and fifty pounds of tob: wth Caske the Assignee of Capt James Neale the Assignee of Tho: Bradley agst Richard Collett the Executor of Francis Riggs due by bill undr hand, bearing date the 5th January 1663—

15th Christopher Dobson demds writt of summons for Francis Jackson to testifye &c in Causo inter ditto Dobson and James Jolly in an accõn of debt to the uallue of 14000lb tob: upon perill of forfeiting 500lb tob: &c—

Warrt to Sherriffe of St Marys County to warne &c ret̄ 20th of this instant Xcembr

The said Dobson d̄ds writt of summons for Abraham Wattson to testifye &c in ditto Causo, wth the like penalty

Warrt to sherriffe of Caluert County ret̄ the 20th of this instant December

This Indenture made the tenth day of August in the yeare of Our Lord God One thowsand six hundred sixty one, betweene William Caluert of Caluerts Rest in the County of St Marys Esqꝫ of the One parte and Robert Hooper in the mannor of St Michaells in the said County of St Marys on the other p̄te Wittnesseth that the said Wm Caluert for diuers good Causes and Considerac̄ons him thereunto especially mouing hath for euer sold demised granted and to farme Letten and by these prsents doth for euer sett demise grant and to farme lett to him the said Robert Hooper his heires Executors Administrators or Assignes alle and singular his tenement or plantac̄on Commonly Called and knowne by the name of Hoopers plantac̄on beginning at a marked Oke standing neer the line of the widdow Potters bounding on the north wth a line drawne East from the said Oke for the length of ninety perches to a marked Oke that standeth in a Pyne swamp on the East wth a line drawne South and by East from the said Oke for the length of One hundred perches to a marked Pyne on the south wth a line drawne west south west from

Liber B B the end of the former line to a marked white Oke that standeth neer the Cleer'd ground of Martin Kirke that intersects a parallell line drawne from a bound Oke that standeth in a ualley by the fence of the said Hooper that deuideth his plantac̄on from the said Potters on the west wth the parellell, Containing and now laid out for Eighty fiue acres more or lesse wth appurtenances and howses Edifices buildings Tobacco howses and all out howses Orchards and Gardens thereunto belonging, To haue and to hould unto him the said Robert [p. 372] Hooper his heires Executors Administrato^{rs} or Assignes all and singular the p^{r}mises wth the appurtenances for euer, yeilding and thereout paying yearely unto the said W^{m} Caluert his heires Executors Administrators or Assignes two barrills of Corne and fiue henns or Capons at or by the tenth day of Nouember att the mansion house of the said William Caluert in Caluerts Rest and One barrill of Corne for heriott, and in Case the said yearely rent be behinde and unpaid wthin tenn dayes before or after the said time of payment, that it shall and may be lawfull to and for the saide William Caluert his heires Executors Administrators and Assignes to distrayne upon the p^{r}mises, and for want of a sufficient distress to reenter and the same to hould and Injoy as his or theire former Estate, And the said William Caluert doth binde himselfe his heires Executors Administrators and Assignes to warrand and defend the p^{r}misses to the said Rob^{t} Hooper his heires Executors Administrators or Assignes from all Iust Claimes whatsoeuer In wittnes whereof the said William Caluert and Rob^{t} Hooper to these Indentures interchangeably sett theire hands and seales the day & yeare aboue written

Sealed signed & deliuered
In the p^{r}sence of us
Tho: Gerrard
Tho: Stone

Witt: Caluert Seale
the marke of
Robert I Hooper

June the 8th day 1663

Know all men by these p^{r}sents that I Henry Penitone wthin the prouince of Maryland liuing in S^{t} Michaells hundred doe for some Causes moueing me thereto doe freely giue unto Thomas Brooks of the same hundred One Cow Calfe wth all her female Encrease untill the s^{d} Thomas Brooks Comes to the perfect age of sixteene yeares of age and then all both male and female from that day forth shall runn on for the good of the said Thomas, and further it is agreed on that if the said Thomas Brooks should dye before he comes to that age of sixteene then the said Calfe and all her female encrease shall be at the disposing of Mary his mother which this day is wife to Francis Mogge thus farre I agree and Conclude, whereof I haue hereunto set my hand—

the marke of
Henry O Penitone

the marke of
John Ɨ Bryant
John ffleming

Know all men by these p^{r}sents that I Rob^{t} Smyth plant^{r} doe giue unto Elizabeth Brookes the daughter of Francis Brookes One Grisell Sow wth pigg in the yeare of Our Lord God One thowsand Six hundred Sixty, Liber B B

the marke of
VV
Wittnes Dauid Seely
Marke King
Robb: Smyth
Rose Smith

Jonathan Browne enters an accōn of debt due by bill und^{r} the hand of Francis Riggs, ags^{t} Richard Collett the Executor of the said Riggs to the uallue of fiue thowsand Six hundred ffourty seauen pounds of tob: and Caske— [p. 373] December 15th

Summons issued to the sherriffe of Caluert County to warne John Cooke and John Collison to testifye &^{c} in a Cause depending betweene the Rig^{t} Hon^{ble} the Lord Proprietary and Fran: Armstrong upon perill of forfeiting 1000℔ tob: each person in not appearing according to summons ags^{t} the next Prouin^{all} Court wheresoeuer and whensoeuer it shall bee— 20th

Att a Prouinciall Court held att S^{t} Marys on the 20th day of Decemb^{r} 1664—

P^{r}sent { Charles Caluert Esqꝫ Goueno^{r}
Philip Caluert Esqꝫ Chancello^{r} }

M^{r} Jerome White and M^{r} Baker Brookes being indispos'd in health Causeth theire Absence, and no other person of the Councell appearing excepting the Leiutenn^{t} Generall and Chancello^{r}, Whereupon it is Ordered that the Court bee adjourn'd untill tomorrow morning att 9 of the Clocke.

Decemb^{r} the 21th 1664
P^{r}sent Goueno^{r} Chancello^{r} & M^{r} Baker Brooke

Wee whose names are hereund^{r} written being required to ueiw the Body of Jeffery Haggman, Seruant to Joseph ffincher and to the best of our knowledge to returne Our Virdict how he Came by his death, wee being Sworne and hauing ueiwed the said Haggmans Body doe finde no mortall wound about him that did occasion his death but doe unanimously concurr and Judge the s^{d} Haggman being a diseased person died of the scuruey and an Imposthume Wittnes Our handes August the 28th 1664—

Thomas Besson foreman
Rob^{t} ffrancklin
John Gray
Andrew Roberts
Robert Lloyde
Maren Duvall

Dennis N Macconahs m̄ke
William W3 Grayes m̄ke
John ∞ Jones m̄ke
John Kersseake
Tho: TP Parson m̄ke
Theo: Lewys

Vera Copia teste me Theo: Lewys Cler: Com̄ Annarundell

Liber B B Wee the Commrs of the County of Ann arundell doe hereby deliuer unto yor the Body of Joseph ffincher who is suspected to haue murthered his Seruant Jeffry Haggman, by the Examinac̄on of seuerall wittnesses

[p. 374] These are therefore in the Lord Proprietrs name to will and require yow to take him into Goale and there to keep him safe untill he be Cleared by the law hereof fayle not as yow will answere the Contrary att yor Perill Giuen undr Our handes Septembr 14th 1664—

To Capt Wm Burges Sherriffe
of Ann Arundell County—

Vera Copia teste me Theo:
Lewys Cler̄: Com̃—

Robt Burle
Rog: Grose
Tho: Besson
Rich: Ewen
Ralph Williams
John Norwood

Att a Court held for Ann Arundell County Sept the 13th 1664—

Prsent

Mr Robt Burle, Rog: Grose, Rich: Ewen
Capt Tho: Besson, Capt Jno Norwood, Ralph Williams
Commissioners

Edward Ladd aged 21 yeares or thereabouts sworne in Court deposeth as followeth

That he saw Joseph ffincher strike his seruant but not in the tobacco howse and those blowes that the said ffincher did at that time giue his seruant this depont is sure could doe him no hurt, and further saith not— Edwd O Ladd his marke

Thomas Whyniard aged 21 yeares or thereabouts sworne in Court deposeth as followeth—

That he saw Joseph ffincher strike his Seruant wth a small sticke but not in the tobacco howse and further this depont saith not
Thomas T whyniards m̃ke

Sussannah Leeth aged 20 yeares or thereabouts sworne in Court deposeth as followeth

This Deponant goeing to worke saw Joseph ffincher pegging of plants and he called his man out to worke he not comming when he call'd him, he goes in and fetches him and loades him wth a burden of plants the man not able to beare them the said ffincher followes him and flings him downe plants and all and beate him and kicked him and afterwards sent him into the howse, his wife turnes him back againe and sends him for a paile of water she following him for another, and goeing to the spring the fellow not goeing soe fast as she would haue him she shuveth him along till he fell downe and afterwards she pull'd him up againe and gaue him some blowes then coming from the springe the man fell downe wth the paile in his hand, but this Deponant knowes not whether there was any water in it or noe she could not gett him up but calls to her husband, the man seeing his mastr comming getts up and goes towards the howse, his mastr followeth him and beateth him wth a sticke, a while after wee came out againe to worke picking up plants wee heard a great noise in the tobacco howse whereof Joseph ffincher cryed gett up gett up, a while after this depont saw a little Girle belonging to the howse running to the dwelling house and prsently after Thomas Whyniard and fetcht a bottle of dramms my Mr seeing him runn calls to Lawrence Organ and goes to the tobacco house and further saith not— Liber B B [p. 375]

Susanna Leeth

William Gunnell aged 22 yeares or thereabouts Sworne in Court Deposeth as followeth

That upon ffryday being the night before Joseph ffinchers man died this depont saw the said ffincher loade his man wth plants and loaded soe much on him that the said serut told his mastr he could not beare it who said to his serut sirrah goe or else I will beate yow neuer was dogg soe beaten who answered his Mr, Mastr I cannot cary them allthough yow knock me in the head and the fellow staggering his mastr Comming to him, kickt him and beate him with his fist saying sirrah Ile use the neuer noe dogg was soe used, Ile either knocke thee in the head or starue thee rather then Ile lead this life wth thee, and then ffincher called his seruant to him againe and loaded him wth some of the plants the fellow carryed them as well as he could to the old howse, this was done on fryday night before the fellow dyed, and the next morning this Depont being pegging of plants saw the said ffincher beate his seruant againe wth a sticke and likewise his fist and allsoe kicked him and after this depont went home and Comming out againe from breakfast this dept saw the said ffinchers wife and the fellow goeing to the spring the fellow not goeing soe fast as she would haue him shuved him along and struck him wth her hands and haul'd him & pull'd him and gott him up againe and comming from the springe the fellow fell downe againe and she call'd to her husband, and told him that she could not gett the fellow up her husband coming the fellow rise and after he went up to the tobacco howse in the Corne feilde and this dept heard a greate noise and the fellow Cryed out Lord Mastr if yow beate me any more yow will knock me in the head, and after this deponant saw a wench goeing downe to the dwelling howse she not comming soe soon as they expected Thomas Whyniard runn after & brought up a bottle of dramms Tho: Miles this depts mastr seeing of him runn called to Lawrence Organ and told him that he thought in his heart the fellow was dead, and this Dept further saith that Joseph ffincher formerly reported he had beate his serut and brake 2 tobacco sticks about the sides of him & declared it to John Kickseeck Lawrence Organ and this Depont being in the feild when the said Kirkseeck spoke of it this Joseph

Liber B B ffincher declared to the dutchman & the dutchman to us, and further Saith not— William Gunnells m̄ke

[p. 376] Lawrence Organ aged 35 yeares or thereabouts sworne In Court deposeth as followeth

This Depon^t saw Joseph ffincher beate his seru^t w^th his hand & kickt him w^th his feete and likewise saw the said ffinchers seru^ts nostrills of his nose bloody in the house where he was dead & further saith not Lawrence L O Organs m̄ke

Thomas Miles aged 45 yeares or thereabouts sworne in Court deposeth as followeth

This Deponant being in the feild saw Joseph ffincher loading of plants upon his man he being not able to carry them fell downe plants and all, and Joseph ffincher loaded his maid, soe when she was gone he ran to the fellow and fell a beating of him kicking of him and cuffing of him saying can yo^w neither carry plants nor walke turn'd him home, his wife meeting of him turn'd him back againe till he came to the tobacco howse or thereabouts there the fellow would goe noe further but fell downe, she call'd to her husband and told him the fellow would not walke, he the said ffincher throwing downe the said plants that was in his armes and runn up to the tobacco howse and tooke up a stick and gaue him foure or fiue blowes and kickt him and Cufft him againe then about the 2^d or 3^d hour of the day this depon^t being in the feilde w^th his people heard a greate noise in the tobacco howse like the Clatterring of sticks and crying gett up gett up why doe yo^w not gett up, soe p^rsently after this depon^t saw the wench running home and after her Thomas Whyniard, seeing these thinges this dep^t pondering in his minde what was the matter and it rise in his hart that the fellow was dead p^rsently this depon^t called to Lawrence Organ and told him what he thought who answered yo^r dep^t Come let's goe and see, soe when we came to the tobacco howse dore Wee saw the fellow upon the ground leaning ags^t his M^rs knee he being blooddy about the nose this depo^nt askt Joseph ffincher how it came who answered this dep^t that he fell downe ags^t the tobacco sticks and further this dep^t saith not Tho Miles
Vera Copia Teste me Theo: Lewys Cler̄: Com̄ Ann Arundell—

Examinac̄ons taken before the Gouerno^r & Councell

Joseph ffincher confess that Jeffery Hagman dyed the 27^th day of August 1664—

Thomas Miles being further examined upon Oath saith that when he Came into the tobacco howse the said Jeffery Hagman was dead and further he saith he saw black spotts upon his body and hinder parts, Joseph ffincher was urgent w^th the said Myles to bury him [p. 377] before any body saw him and further he saith that upon report he was beaten w^th 2 Tobacco sticks by the said Joseph ffincher—

Lawrence Organ further saith that the uery same day he dyed he saw the said Joseph ffincher beat the aforesaid Hagman— Liber B B

Susanna Leeth further examined saith in the beginning of her deposition the words relates to the day that Jeffery Haggman was slaine, and by these words he called his man Jeffery Haggman was ment and by the words heard a greate noyse like the rattling of tobacco sticks

W^{m} Gunnell further examined saith, being askt what ffinchers mans name was he saith Jeffery which said Jeffery is since dead, ffincher & two ffreemen pegging of plants and saith he saw Thomas Whyniard come out of the howse and he goeing into the howse p^{r}sently found the said Jeffery dead—

Rob^{t} Loyde Chirurgion sworne saith being demanded if he ueiwed the body of the deceased person answered yes, and being demanded if he did see blew spotts upon the forepart and hinder parts, answered yes I saw two stroakes and a sore on his side that was formerly und^{r} my Cure—

Petuxent July 12th 1664

Wee whose names are here underwritten by uertue of a warr^{t} from M^{r} Hugh Standley & M^{r} Charles Brookes bearing date the 12th of this instant being summoned to ueiw the Corps of Thomas Simmons late seruant unto John Grammer upon suspition of murder doe testifye upon Our Oathes that hauing the Corps we finde th^{e} impression of many stripes upon the body wth a whipe which to the best of Our Judgm^{ts} might be a furtherance to his death and this is our Verdict to the best of Our knowledge as wittnes Our handes the day & yeare aboue written

Foreman Richard Smyth
W^{m} Dorrington
the marke of
George S Aldeson
the marke of
William W C Chaplin
Will^{m} Groome
Samuell Graues

the marke of
James A Addames
Thomas Perry
the marke of
Thomas H Glouer
the marke of
Edward Armstrong
Barnard Vbben
the marke of
William X Sampell

12 persons

[p. 378] Wee Stephen Clifton and John Brooke Chirurgions liuing in Petuxent riuer, were Ordered by a Iury of inquest to open two suspitious places that were found by them upon the Body of Thomas Simmons late seruant unto John Grammer which was accordingly performed the Cutis and Cuticula layed bare noe Contusion could be found upon the musculus part or ffleshy Pannicle;

Liber B B uppon the 13th of this instant we were requested by John Gram̄er to open the body of the said Thomas Simmons, hee hauing been a diseased prson a twelue month the Body being opened prsented it selfe to our ueiw, Cleere of inward bruises, either upon the Diaphrugma or wthin the Ribbs, The lungs were of a liuid Blewish Culler full of putrid ulcers, the liuer not much putrid although it seemed to be disafected by reason of it's pale & wann Couller: the Purse of the Heart was putrid and rotton, by wch we gather that this person by Course of nature could not haue liued long, Putrifacc̄on being gott soe neer unto that noble part the hart euen att the doore, in wittness whereof wee haue hereunto sett Our handes this 13th day Iuly 1664—

Stephen Clifton
John Brooke

The examinac̄on of Francis Taylor Examined before Mr Hugh Standley & Mr Charles Brookes

The said Francis Taylor saith that his Mastr John Grammers Caused his serut Christopher to beate Thomas Simmons and to giue him neer uppon a hundred stripes wth a Catt of ninetailes uppon his bare back and that those blowes were the occasion of his death and that Thomas Booth saw him haue some blowes but not soe many as he had and that his mastr beate him afterward in the feilde wth a rope and that he was not able to come in of himselfe but was brought in—

Patuxent July 12th 1664

Henry Ollis aged about 15 yeares or thereabouts that he saw his Mastr John Grammer beate Thomas Simmons in the feild ouer the back wth a small ropes end wth a knott att the end of the rope the space of halfe an hour

July 12th 1664

Henry Clements aged 18 yeares examined saith, that hee saw his mastr John Grammer beate Thomas Simmons in the feilde wth a ropes end and that he could not stand, and that Christopher and John led him out of the feilde and that he heard him say he had a giddynes in his head

July 12th 1664

James Low aged 24 yeares examined saith that he saw his mastr John Grammer beate Thomas Simmons uppon the 9th of July on
[p. 379] the feilde soe long untill he fell downe wth a ropes end and a knot at the end of the rope, and then he beate him up againe and left him setting upon a block and my mastr left him and went home, & Christopr went to him and asked him why he would not come to worke, what would he sett there all day & heaued him up wth a hoe helue but he went to rise and fell downe againe and my mastr came into the feilde againe and brought wth him a hoe & a Goard for him to drinke

in and when the goard was come Christopher gaue him to drinke Liber B B
and he dranke and they tooke the Goard from him and he desired more drinke, And I said to my mast^r yo^w haue kill'd this man for he is a dead man and hee said hang him Roage hee is a dissembling Roage and that he could not goe nor stand but Christopher & John Eds led him in—

John Eds aged 19 yeares or thereabouts sworne That he saw his mast^r Beate Thomas Simmons wth a ropes end and a knott att the end of it and that he went away from him and did not beate him long and that hee was not able to Come home for he hope to bring him home—

Christopher Anderson aged 26 yeares or thereabouts That uppon satterday Thomas Simmons had been runn away and was come home and my Mast^r told me that I must take a rope and tye him for to whip him wth a whipp of small whipp Cord and that he did whip him and after he was whipped he went into the feilde to weed and Came into breakfast and went out againe and the fellow not weeding well enough he beate him wth a rope that had a Knott att the end of it, and he beated him soe long untill he dropped downe to my thinking as dead and he beate him tell he rose againe, then my Mast^r left him and went in and brought another hoe and a goard wth him and I gaue him some water he was not able to gett up but wth a little of my helpe he gott up and I told my mast^r he was a dead man and he told me noe he was a dissembling Roage, and he tooke his rope out of his pockett & dub'd him againe I told my Mast^r that he had kill'd him & he said Lord haue mercy uppon us hee would Cleere his handes of him as soon as he could, and I went to weeding and he call'd me to him for to helpe to bring him home the which I did wth the helpe of John Edds and I asked him how he did and he said uery ill his mast^r had Kill'd him

Susan Hunt aged 21 yeares or thereabouts sworne & examined [p. 380]
saith this 15th day of July, that a munday last comming through the Corne feilde Christopher Anderson asked this deponant whither she did not heare her mast^r John Grammer threaten the death of Thomas Simmons and this deponant answered she did not, and this Christopher said to me that if I were called I might say that I did heare my Mast^r say soe, and as for the time that the said Thomas Simmons was a whipping that my Mast^r was not there for my Mast^r came to the quarter to bid the other seruant bring some water & salte to wash him wthall and when my mast^r went back againe the said Christopher Ceased whipping of Thomas Simmons and when the said Christopher came into breakfast my dame asked Christopher whether he were not sorry for what he had done and he answered noe he could haue giuen him tenn times more

the marke of
Susan Q Hunt

Sworne before us
Hugh Stanley
Charles Brooke

Liber B B Examinac̄ons before the Gouerno^{r} & Councell

Francis Taylor being further examined saith that whereas Gram̄er commanded one Christopher to beate Thomas Simmons he meant Christopher Anderson and that the said Taylor did see the said Anderson beat the foresaid Simmons and saith he thinkes he gaue him about 20 blowes and that he was by when the said Grammer bid the said Anderson take his wynde and then to beat him againe—

Thomas Clifton being further examined he saw Christtopher Anderson and one John Edds carry him out of th^{e} feild

Henry Aullis being not able to giue any accompt att all in the aforesaid bussines refuseth as wittnes—

The sherriffe being examined sayth that one of the wittnesses being sicke at Mattapeny and not able to Come hither

James Lowe examined saith that as farre as he could see in the Corne feilde he saw the s^{d} Christopher Anderson and John Edds lead him—

John Edds saith nothing in Effect to the bussines—

[p. 381] The small Cord and Rope being shewne to Christopher Anderson and of him demanded whither they were the same that Thomas Simmons were beaten wthall, answered yes.

Summons issued to the Sherriffe of S^{t} Marys County to warne 15 or 16 able persons And them to impannell for the Grand Jury

Sherriffe returnes his writt and warned as followeth

fforeman
Thomas Nottley
Humphery Warren
Nicholas Young
Jn^{o} Abington
Christopher Dopson
John Gittings

Richard Games
John Smyth
Daniel Clocker
Rob^{t} Macklin
George Mackall
Will^{m} Watts

Thomas Tayler
Richard Edlen
Will^{m} Hatton

All Sworne

Then M^{r} Attorney Generall presents these inditements

Let it be enquired for the Rig^{t} Hon^{ble} the L^{d} Proprietary whether John Grammer of S^{t} Leonards Hundred in Caluert County uppon the ninth day of July 1664 in S^{t} Leonards Hundred aforesaid in the County aforesaid Christopher Anderson of the said Hundred in the County aforesaid did Command the Body of Thomas Simmons seru^{t} to the said Anderson to whip, and whether the said Anderson the said Simmons did wth a whip commonly called a Catt of nine tayles in the hundred & County aforesaid on the day aforesaid wth One hundred stripes whip and beate, And whether the said John Grammer on the day aforesaid in the Hundred and the County aforesaid the said Thomas Simmons wth a rope wth a knott att the end did afterwards beat wth twenty stripes in such unlawfull and unreasonable manner that of those blowes the said Thomas Simmons on the 11th day of July aforesaid in the Hundred and County aforesaid did dye and soe whether the said John Grammer and Christopher Anderson the said Thomas Simmons the day aforesaid in the Hundred & County aforesaid feloniously did Kill Contrary to the peace of his said Lords̄ps rule & dignity— William Caluert Liber B B

The wittnesses names
the marke of
Francis O Taylor
Thomas Clifton
the mke of
James X Low
the mke of
John Edds

Let it be enquired for the Rig^{t} Hon^{ble} the Lord Proprietary whether [p. 382] Joseph ffincher in Rhode riuer in the County of Ann Arundell the 27th day of August in the yeare of Our Lord God 1664 in the riuer & County aforesaid uppon Ieffery Haggman Seruant to the said Joseph ffincher by force & Armes an assault did make and wth Certaine sticks of no uallue which he the s^{d} Joseph ffincher in his right hand then & there did hold, diuers blowes on the Body of the Jeffery Haggman did strike, soe that of the said blowes the said Jeffery Haggman the day aforesaid did dye and soe if the said Joseph ffincher the said Jeffery Haggman then and there feloniously and of malice forethought did Kill and murder, Contrary to the peace of his said Lords̄p his rule & dignity William Caluert

The wittnesses names
Susanna Leeth
Thomas Miles
the m̄ke of
William Z Gunnell
the m̄ke of
Lawrence I:O Organ

The Iurors hauing theire Charge giuen departs the Court by themselues to Consider of the Inditem^{t} wth the euidences

The Jurors returnes into Court answering all to theire names being demanded who should speake for them, answered th^{e} foreman Who deliuers in theire Vardicts ondorsed on the bills—

On John Grammers (uizt) Ignoramus

On Joseph ffinchers Billa Vera–Vppon which the s^{d} prisoner was call'd to the Barre and the presentm^{t} read to which the said Joseph ffincher pleads not Guilty, Hee being demanded how he would be tryed, answered by God and his Country—

Liber B B The p^{r}sentm^{t} as followeth

The Jury for the Rig^{t} Hon^{ble} the Lord Proprietary doe p^{r}sent Joseph ffincher of Rhode riuer in the County of Ann Arundell, for that the said Joseph ffincher on the 27th day of August 1664 upon Jeffery Haggman seruant to the said Joseph ffincher by force & Armes an Assault did make and wth Certaine sticks of noe uallue which he the said Joseph ffincher in his right hand then & there did hold, diuers blowes on the Body of the s^{d} Jeffery Haggman did strike soe that of the said blowes the said Jeffery Haggman the day aforesaid dyd Dye—

[p. 383] And soe the said Joseph ffincher the said Jeffery Haggman then and there feloniously and of malice forthought did kill and murder Contrary to the peace of his s^{d} Lords̄p his rule & dignity—

The Board demands of the Grand Iury the reasons of theire finding John Grammers inditem^{t} Ignoramus desireing them againe to returne together and deliuer them in writeing which was done and are as followeth (uizt)—

First that noe Euidence which appeared before us and gaue Euidence did possitiuely sweare that any blowes giuen by John Grammer or his man could touch his life—

Secondly That the Cords he was whipt wth allthough the blowes might be as many as the Euidences alleadged and that but suppositionally sworne to could not touch his life—

Thirdly That none of the Euidences swore that Grammer gaue him aboue 20 blowes wth the bigger Cord, and that it was an houres time intermitted betweene the beginning and ends of Grammers Correc̄con—

Fourthly that the Chirurgions swore that noe stripes giuen him had in the least toucht any principall part whereby in his Judgm^{t} according to the rules of physick his life could not be toucht—

Vppon which reasons the Board was sattisfyed–The Grand Jury discharg'd.

Summons to sherriffe to impannell 12 men good and able for th^{e} petty Iury Sherriffe returnes his writt and warned—

fforeman Samuell Chew
Francis Holland
Rob^{t} Peca
John Burrage
Samuell Garland
John Ewen
John Wattkins
Philip Allumbey
John Bayley
Rob^{t} Blinckhorne
Thomas Hopkins
William Euans

The Indictm^{t} againe read, and the Euidences called examined and sworne as before sett downe—

The Jurors wthdrew to Consider of the s^{d} bille wth the Charge–They returne and being called answered euery One to his name. The fforeman deliuers in theire uerdict endorced on the back side of the bill with this word (uizt) Guilty,— Liber B B

The Prisoner Call'd to the Barre Joseph ffincher hold up thy hand—

Are yo^w^ agreed of yo^r^ uerdict, answere yes, who shall say for yo^w^ answer the foreman M^r^ Sam^l^ Chew. Gentlemen of the Jury, yo^w^ say [p. 384] Joseph ffincher is Guilty of the murder whereof hee stands indited, answered yes, yo^w^ all say soe yes

Joseph ffincher hold up thy hand, yo^w^ doe remember upon yo^r^ inditem^t^ yo^w^ haue been arraigned and haue pleaded not Guilty and for yo^r^ tryall yo^w^ haue put yo^r^ selfe upon God and the Country which Country hath found yo^w^ Guilty, for cann yo^w^ now say for yo^r^ selfe, why according to law yo^w^ should not haue Judgment to suffer death, what saist thou Joseph ffincher, answered that if he deseru'd it he must dye, being askt if there bee all he hath to say for himselfe, answered yes—

The Judge giues Sentence in these words following

Joseph ffincher, yo^w^ shall be carryed to the place from whence yo^w^ came from thence to the place of Execuc̄on, and there be hanged by the neck till yo^w^ are dead—

Whereas Joseph ffincher of the County of Ann Arundell was att Our Court of Sessions held att s^t^ Marys on the 22^th^ of this instant December Arraigned and Conuicted of murder, haue desired to suffer his death in the abouesaid County of Ann Arundell—

These are therefore in the name of the Rig^t^ Hon^ble^ the Lord Proprietary to will & require yo^w^ forthw^th^ yo^w^ Cause the person of the said Joseph ffincher to be safely Conueyed and deliuered into the Custody of Thomas Sprigge High Sherriffe of Caluert County, And by him to be allsoe sent securely to Cap^t^ William Burges High Sherriffe of the County of Ann Arundell and that he the said Burges doe im̄ediately to Execuc̄on proceed according to the substance of that warrant to him directed for the prosecuc̄on thereof And for soe doeing this shall be yo^r^ warrant Giuen und^r^ my hand this 27^th^ December 1664

Charles Caluert

To the High Sherriffe of S^t^ Marys County

These are in the name of the Rig^t^ Hon^ble^ the Lord Proprietary to will & require yo^w^ uppon the deliuery of Joseph ffincher into yo^r^ Custody yo^w^ Cause the person of the said ffincher to be sent forward w^th^ security to Cap^t^ William Burges High Sherriffe of Ann Arundell County for him there to proceed according to warrant from me to [p. 385] him directed bearing date w^th^ these p^r^sents And for soe doeing this shall be yo^r^ warr^t^ Giuen under my hand this 27^th^ Decemb^r^ 1664

Charles Caluert

To the High Sherriffe
of Caluert County

Liber B B These are in the name of the Rig^{t} Hon^{ble} the Lord Proprietary of this prouince to will & require yo^{w} to see the body of Joseph ffincher (who att Our last Court of Sessions held at S^{t} Marys the 22th of this instant Decemb^{r} was arraigned and Conuicted of murder) Carryed to the place of Execũon within three dayes after yo^{r} receiuing the said ffincher into yo^{r} Custody, and betwixt 8 and 9 of the Clock in the morning there to hang by the neck till he be dead according to the Judgm^{t} Giuen on the day abouesaid, And for soe doeing this shall be yo^{r} warrant Giuen und^{r} my hand this 27th day of Decemb^{r} 1664

To Cap^{t} William Burges Charles Caluert
High Sherriffe of the
County of Ann Arundell

Cæcilius &^{c} To the High Sherriffe of Ann Arundell County Greeting, whereas Thomas Whyniard and Edward Ladd late of yo^{r} said County planters hath been arrested for suspition of felony by them as is said Committed, Wee will and Comand yo^{w} therefore to receiue into yo^{r} Custody the said Thomas Whyniard and Edward Ladd there to remaine untill by due Course of law they shall be deliuered, Wittnes Our deare Brother Philip Caluert Esq; Chancello^{r} of Our Prouince of Maryland Giuen att S^{t} Marys this 23^{d} day of December 1664— Philip Caluert

Decemb^{r} 22th 1664

I doe depute yo^{w} Robert Loyd to take the said Thomas Whyniard and Edward Ladd into yo^{r} Custody and them deliuer unto the sherriffe aboue mencõned Giuen und^{r} my hand the day & yeare aboue written Philip Caluert

[p. 386] Presentm^{ts} made and deliuered in Court by the Grand Iury (uizt)

The Jurors for the Rig^{t} Hon^{ble} the Lord Proprietary doth p^{r}sent John Holmewood of Anne Arundell County for that he hauing a Seruant man drowned in a Creeke adjoyning neer his howse in the s^{d} County in or about the 34th yeare of his Lordšps Dominion ouer this p^{r}uince did not cause a Iury of Inquest from the Coroner to enquire Concerning his Death and being summoned by the Comm^{rs} of the said County to appeare before them to answere the same hee in Contempt to his Lõps Authority refused to appeare—

The Jurors for the Lord Proprietary doe p^{r}sent Edw^{d} Skidmore of Ann Arundell County for that he hauing a man seruant drowned in a Creeke adjoyning neer his house in the s^{d} County in or about the 34th yeare of his Lõps Dominion ouer this prouince, did not Cause a Iury of Inquest from the Coroner to enquire concerning his death

Ordered the abouesaid Presentm^{ts} be further enquired into and examined next Prouinciall Court—

John Halfhead pl̄t: } the def^{t} not appearing according to an Order Liber B B
Jone Nicullgutt def^{t} } past last Prouinciall Co^{rt} nor the reasons sent downe by those Comm^{rs} that set the said Jone free according to the said Order—

Ordered againe that the said Jone doe appeare at the next Prouin^{all} Co^{rt} and summoned, as allsoe the wittnesses that did testifye att the County Court of Caluert on behalfe of the def^{t} be allsoe summoned to appeare att next Prouinciall Co^{rt} to testifye in ditto Causo upon perill &^{c}—

Nicolas Gwyther pl̄t: } This Cause respited since last Prouin^{all} Court
Tho: Wynne defend^{t} } It being made appear'd to the Board that One William Shackerly Mast^{r} of an New England Vessell did (Contrary to the Act of Assembly) Carry out of this prouince the said Robert Stack—

Abraham Wattson sworne saith that he saw Stack on Board of Shackerleys uessell when she was at Anchor—

John Blinckhorne Sworne saith that he saw Stack on board of Shackerlys uessell then under sayle bound out of the prouince—

Ordered that William Shackerly or who else that did the said Robert Stack Export out of the prouince doe sattisfye unto Cap^{t} Nicholas Gwyther the said ffees amounting unto 1700^{lb} tob: due for imprisonm^{t} to the said Gwyther then High sherriffe of S^{t} Marys County, and uppon denyall of payment thereof by the said Shackerly or any person else soe Exporting the said Stack, immediately attachm^{t} to issue ags^{t} his or theire Estates wth dam̄ages and Cost of suite—

John Gittings the Attorney of Barnaby Jackson the Gardian of Samuell Cooper Orphan of Samp: Cooper Plaintiffe
William Price & Hannah his wife the relict of H: Lee defendant }
According to that Order of the last Prouinciall Court, that William Price should in the sherriffes Custody be taken & there to remaine untill he gaue security for 15000^{lb} tob: then forfeited by Hugh Lee and William Smyth entring into Bond for the payment thereof, this Cause for p^{r}sent is suspended till further Order therein— [p. 387]

Symond Carpenter pl̄t:
Mary the Executrix of John Bateman Esqꝫ def^{t} } Ordered last Prouinciall Court that all Accompts betweene the pl̄t: and def^{t} should be Audited by 4 persons in Co^{rt} nominated And the pl̄t: neglecting the prosecuc̄on thereof noe report being giuen in, the def^{t} by her Attorney Cap^{t} Tho: Mannyng Craues a nonsuite, which was allowed and Ordered by the Board for these Charges to the def^{t} (uizt)

Attorneys ffees 2 Courts	120^{lb}	510^{lb} tob:
Nonsuite	150	
2 Courts attendance	240	

Liber B B To the Rig^{t} Hon^{ble} Gouerno^{r} & Councell of Maryland—

The humble pet^{n} of Mary Bateman Executrix of John Bateman sheweth

That whereas she obteyned a Iudgm^{t} ags^{t} Samuell Chew for about One thowsand pounds of tobacco and Caske the last July Court and had not the Charges of the said suite allowed she humbly pet^{ns} for these Charges foll̄.

Attorney ffee	60^{lb} tob:
5 dayes attendance...	150
	210

Ordered Samuell Chew doe sattisfye the said Mary Bateman the aboue menc̄oned Sum̄e of 210^{lb} tob:

To the Rig^{t} Hon^{ble} the Gouerno^{r} & Councell of Maryland

The humble pet^{n} of Mary Bateman Executrix of Jn^{o} Bateman Esqꝫ decd: Sheweth

That whereas att a County Court held in Caluert County there was a Judgm^{t} past ags^{t} the Estate of M^{r} John Bateman at the suite of Richard Smyth Attorney of Walter Dunch for about 1000^{lb} tob: when as there was an appeale returned to the Prouin^{all} Court for the same Acc̄on wherein yo^{r} pet^{r} has stood to the Iudgm^{t} of this Court she humbly Craues an injunction to stop further proceedings of the County Court And she shall pray &^{c}—

[p. 389] Ordered uppon the foregoeing pet^{n} that an injunction be granted to stopp the proceedings of the County Court of Caluert, And that Cap^{t} Thomas Mannyng the Attorney of the said Mary Bateman Doe att the next Prouinciall Court proue his allegac̄on—

George Goodricke pl̄t: } the pl̄t alleadging that according to the Ord^{r}
Edward Prescott def^{t} } past last Prouin^{all} Court Henry Alday the Attorney of Edward Prescott had notice giuen to appeare att this Court in defence of the s^{d} Prescott, otherwise Judgm^{t} to pass this prouinciall Court–uizt—

To the Hon^{ble} the Gouerno^{r} and Councell

the humble pet^{n} of Geo: Goodricke Sheweth

That whereas yo^{r} pet^{r} was granted an Order of Court att the last Prouinciall Court held on the 6th day of October 1664 where it was Ordred that Henry Aldey the Attorney of Edward Prescott should haue notice giuen to appeare and defend the Estate of Edward Prescott attached by George Goodricke, by the first day of the next Prouinciall Co^{rt} yo^{r} pet^{r} hauing giuen the aforesaid Aldey sufficient and timely notice thereof, and hauing had much trouble and Charge concerning the p^{r}misses yo^{r} pet^{r} doth humbly desire this Hon^{ble} Court to take it into theire serious Consideraco̅ns and to grant him a Judgm^{t} ags^{t} the Estate attached for fiue thowsand pounds of tobacco, wth Cost of suite and Charges, And yo^{r} pet^{r} shall euer pray— Liber B B

Ordered that George Goodrick haue Iudgment for fiue thowsand pounds of tobacco ags^{t} the Estate of Edward Prescott, as allsoe these Charges following

Attaching seuerall Cattle..........	500℔ tob:
charge of a rope.................	180
attendance 18 dayes..............	520
	1200

Daniel Jenifer pl̄t:
James Jolly def^{t}

the pl̄t: obtaining attachm^{t} ags^{t} the Estate of the deft for 4000℔ tob: as in folio 365, and the deft neither by himselfe nor Attorney appearing in Defence thereof it is now Ordered that in Case the s^{d} James Iolly appeares not by himselfe nor Attorney the first day att the next Prouin^{all} Court, Judgment then to pass ags^{t} the said James Iolly for 4000℔ tob: wth dam̄ages & Cost of suite—

Thomas Nottley pl̄t:
James Iolly def^{t}

the pl̄t obtaining attachm^{t} ut supra for 11075℔ tob: ut est in folio 365, the def^{t} not appearing ut supra againe Ordered that in Case the deft appeares not by himselfe nor Attorney the next Prouinciall Court then Iudgm^{t} to pass as in the foregoeing Order of Daniel Ienifers—

Christopher Dobson pl̄t:
James Iolly defend^{t}

the pl̄t: obtaining attachm^{t} ags^{t} the Es- [p. 390] tate of the defend^{t} for 14000℔ tob: as in folio 366: and the deft neither by himselfe nor Attorney appearinge in defence thereof It is now againe Ordered that in Case the said James Iolly appeares not by himselfe nor Attorney the next Prouinciall Court then Judgment to passe ags^{t} the said James Iolly wth dam̄ages & Cost of suite—

The Court adjournes for an hour

All mett as before p^{r}sent

John Gittings the Attorney of
Andrew Cooke the Assignee
of Henry Meese plaintiffe
Vincent Atcheson defend^{t}

The pl̄t sues as in folio 358 The def^{t} by his Attorney Richard Games acknowledgeth Judgment to the plaintiffe for Two Thowsand and tenn pounds of tobacco—

Know all men by these p^{r}sents that I Vincent Atcheson of s^{t} Ellins plant^{r} Doe hereby Constitute and appoint Richard Games of s^{t} Jeromes plaint^{r} my true & lawfull Attorney to act and doe any

Liber B B thinge whatsoeuer may Concerne mee, as if I my selfe were p^{r}sent wittnes my hand this 16th day of Decemb^{r} 1664—

Testes Richard Moy   Vincent Atcheson
Joseph Brough

This Bill bindeth me Vincent Atcheson my heires Executors and Administrato^{rs} to pay or Cause to be paid to Henry Meese his heires or Assignes the full & Just Sum̄e of of fifty pounds of good Merchantable Beauer or else Two thowsand and tenn pounds of euery way well Condic̄oned tobacco and Caske Wittnes my hand this twenty fourth day of Aprill 1661   Vincent Atcheson

Wittnes William Boarman
Sam̄: Cressey

Thomas Nottley in Open Court swears to his Acc^{t} wth the perticulers prou'd for 11075℔ tob: due to him from James Iolly being that sum̄e in fo: 389 in the Attachment—

1663	James Iolly D^{r}	
Jan̄ 20	to pay by obligac̄on	14935℔ tob:
	p̄ Contra Cred^{r}	
	p̄ Ballance of Accompt	3860
	Due to Thomas Nottley	11075
		14935

[p. 391] Sarah Hall Seruant to Thomas Wynne makes Complaint to the Court that she is ill us'd by her mast^{r} and mistris in beating and abuseing her whereupon they were Called and desire the Oathes of Sarah Euans and Nicholas Rawling might be taken

Sarah Euans aged 26 yeares or thereabouts sworne the 20th Decemb^{r} 1664 deposeth and sayth

That her Mistris Wynne asked her maid Sarah a question to which she would not make her an Answere whereupon her said Mistris strook the said Sarrah three boxes on th^{e} eare And further saith not—
Sworne the day abouesaid Daniel Jenifer Cl̄ke:

Nicholas Rawlings of S^{t} Marys County aged 26 yeares or thereabouts sworne the 20th December 1664 Deposeth saith—

That he saw M^{r} Wynne giue his seruant Sarah a Kick on the Breech and a box on the Eare and threatned to knock her downe wth a Chaire but did not doe it, but for what occasion he knowes not, it being Just as hee came in the doores and did not see the beginning of th^{e} difference And further saith not.

Sworne the day abouesaid Daniel Jenifer Clke—

After which the seruant makes relac̄on of her Complainte

Whereupon Ordered that the said seruant be forthwth appraysed, Liber B B
M^{r} William Dorrington and M^{r} George Mackall being Sworne Appraysers to giue in theire Report what in theire Judgm^{ts} the said seru^{t} might be worth hauing 2 yeares to serue, and as by them Ordered to be disposed off to some other p^{r}son the buyer paying her att the expirac̄on of the said seruants seruitude her Corne and Cloathes

Which Appraysm^{t} of theirs being deliuered into Court they Iudg'd her to be worth att the most one thowsand pounds of tobacco Ordered it be soe Entred—

The Court Adjournes untill tomorrow morning att 9 of the Clocke

All mett as before being the 22th day of Decemb^{r} 1664 wth M^{r} White [p. 392]

Cornelius Howard being summoned by the sherriffe of Ann Arundell County downe to this Prouinciall Court uppon the Iury for tryall of Criminalls Who did not appeare according to summons Therefore Ordered that the said Howard be fined according to the Act of Assembly in that Case prouided

Reymond Staplefort Richard Smyth and Isaack Abrahams being likewise summoned by the sherriffe of Caluert County upon the Iury and they not appearing according to summons Therefore Ordered that the said Reymond Staplefort Richard Smyth and Isaack ABrahams be allsoe fined according to the Act of Assembly in that Case prouided

John Gittings the Attorney of
Margarite Perry Plaintiffe—
Mary Bateman the Executrix
of Jn^{o} Bateman Defend^{t}

} The pl̄t: sues in pet^{n} in folio 362 and 363–letter of Attorney in folio 360–Likewise producing the said John Batemans Bond for 2000^{lb} sterling wth an attestac̄on under the Lord Mayors seale of the wittnesses prouff therein which is as followeth uizt)

Norint vinntsi per p̄ntes me Iohannem Bateman Ciuem et Haberd London Teneri et firm̄r obligari Margaretts Perry de Thorpe in Com̄ Surrey Hidne in Duobus Mille libris legalis monete Anglie solūend eidem Margaretta Perry aut eius Certo atturnat execut. administrat. uel Assignat̄ suis Ad quam quidem solutūem bene et fidetr faciend Obligo me hered execut et Administrat meos firm̄r per p^{r}tes sigill meo sigill Dat Decimo quarto die Augustij, Año Dn̄i (stilo Anglie) Millesimo Sexcentesimo quadragesimo Nono—

Sigill et deliberat John Bateman
in p̄ntia mei—
Ricardi Duke Scr
Merḡ Tho: Goodwin seru^{t}

Liber B B The Condic̄on of this Obligac̄on is such that whereas there is a marryage intended shortly to be had & solempnized betweene the wthin bound John Bateman and Mary Perry daughter of the wthin [p. 393] named Margarite Perry And whereas the said John Bateman is to receiue & haue of and from the said Margarite Perry in marryage wth the said Mary, and for a porc̄on wth her the said Mary to his owne good likeing the sum̄e of ffiue hundred pounds of lawfull money of England, Now if the said Marriage shall take Effect and bee Consumat and if it shall happen that the said Mary shall suruiue and outliue the said John Bateman If then the said Jno Bateman in Considerac̄on of the said som̄e or marryage Porc̄on of ffiue hundred pounds and in lew of Joynture meanes and stay of liueing to be had made and prouided for the said Mary in Case she shall soe happen to suruiue and outliue him the said John Bateman as aforesaid Doe and shall att the time of his decease by his last will and testament or by some other lawfull wayes or meanes sufficiently giue conuey setle assure confirme & leaue unto the sd Mary an Estate of the true full uallue of One thowsand pounds of lawfull money of England in goods plate ready money moueables houshould stuffe Lands Messuages or Tenements to her owne use in such sort as that she the said Mary her Executors Administrators & Assignes shall and may freely peaceably and quietly haue hold possesse and enjoy the same as her and theire owne proper Goods and Estate wthout the lett suite trouble denyall or disturbance of any person or persons whatsoeuer wthout fraud or guile then this Obligac̄on to be uoid, Or else it to be in full force and uertue—

The attestac̄on undr the Lord Majors Seale

To all Christian People to whome these prsents shall Come or the same shall heare see or read Sr Anthony Bateman Knt Lord Maior of the Citty of London and the Aldermen or Senators of the same City send Greeting Know yee that on the day of the date hereof there appeared and prsonally came into the Kings maties Court holden before us in the Chamber of the Guildhall of the said City, Richard Duke Citizen and scriuener of London aged seauen and fforty yeares or thereabouts and Thomas Goodwin Citizen and scriuener of London aged One & forty yeares or thereabouts, being persons Well Knowne and worthy of good Credite who uppon their seuerall Oathes upon the holy Euangelists of Almighty God before us then and there solemnly taken and made did say depose and testifye for undoubted truth that John Bateman Cityzen and Haberdasher of London did in the prsence of these deponants seale and deliuer as his Act and [p. 394] deed to the use of Margarite Perry of Thorpe in the County of Surrey widdow One obligac̄on (now produced) bearing date the fourteenth day of August One thowsand six hundred ffourty and Nine wherein he the said John Bateman stands bound in the penalty of Two thowsand pounds wth Condic̄on that he the said John Bateman for & in Considerac̄on of the sum̄e of fiue hundred pounds he was to receiue and haue of and from the said Margarite Perry in Marryage wth Mary Perry Daughter of the said Margarite Perry should at the time of his decease by his last will and Testament or by some other lawfull waies or meanes sufficiently giue Conuey settle assure confirme and leaue unto the said Mary in Case the said Marriage tooke Effect and she should suruiue and outliue him the said John Bateman an Estate of the true full uallue of One thowsand pounds of lawfull money of England in goods plate ready money moueables Houshould Stuff Lands Messuages or tenements, as in and by the said Obligac̄on and Condic̄on thereof more fully may appeare, And these Deponants further say that the writeing (hereunto annexed) is a true and perfect Coppy of the afores^{d} Obligac̄on and Condic̄on thereof they these Deponants hauing Carefully Compared and examined the same with it's Originall before the taking of this theire depositions In Testimony whereof Wee the said Lord Maior and Alderman or senators of the City of London haue Caused the Seale of the Office of Maioralty of the said City to be putt to these p^{r}sents. Dated att London the twelfe day of May Año Dom̄ (stilo Anglei) One thowsand six hundred sixty and foure in the sixteenth yeare of the Reigne of Our Soueraigne Lord Charles the Second by the grace of God of England Scotland ffrance & Ireland King defend^{r} of the faith &c— Liber B B

—Weld—

The writeing aboue exprest and annexed to the aboue menc̄oned p^{r}mises is the foregoeing Bond in fo: 392 being the uery same uerbatim—

the said Bond wth the attestac̄on being in Court read wth the said Margarite Perrys letter of Attorney to the said John Gittings, The defend^{t} Mary Bateman confesseth Judgm^{t} for two thowsand pounds sterling

Ordered by the Board it be soe Entred—

John Gittings the Attorney of Margarite Perry demands Writt of Execuc̄on ags^{t} the Estate of John Bateman Esqꝫ deceased according to the foregoeing Order for Two thowsand pounds sterling, and the same soe leauyed deliuer unto the said John Gittings the said Margarites Attorney [p. 395]

Warr^{t} to the Sherriffe of Caluert County dated 22th December 1664—

Henry Hudson pl̄t:
Dauid Anderson def^{t}

Isaack Bedloe on behalfe of the def^{t} gaue bond of ffiue hundred pounds sterling to answere this suite as in folio 357, The pltf by his Attorney Capt^{t} Josias ffendall dem^{ds} his power, which was by the def^{ts} Attorneys W^{m} Caluert Esqꝫ & Mast^{r} Thomas Nottley produced, by Caruers letter of Attorney to the def^{t} and his power to the s^{d} Bedloe which by the Board

Liber B B was allowed–the def^{t} by his Attorneys demands Security from the pl̄t: for Costs & dam̄age in Case of being Cast in the Suite–the pl̄t alleadgeth that security is allready giuen to S^{r} Robert Carr Gouerno^{r} of Delaware Bay of one hundred pounds sterling to prosecute the suite in this prouince, the defend^{ts} say that Bond Obleigeth not to sattisfye for Cost & Charge and further alleadging that there was noe declarac̄on deliuer'd according to the Act of Assembly therefore desires a nonsuite which by the Board was granted wth Iudgm^{t} for theire charges as followeth,

Attendance and Comming downe 8 dayes..........	240^{lb} $^{tob:}$
Nonsuite according to Act of Assembly...........	150
Attorney ffee	60
	450

The def^{ts} now desires the Board that they would please to deliuer up M^{r} Bedloes bond it being now uoid and they would now if the pl̄t please Joyne issue forthwith which by both parties is agreed, the bond to be detain'd untill the defend^{ts} put in other security—

Therefore Ordered that Isaack Bedloe giue sufficient security that in Case he be Cast he shall within six months produce the said ffrygott here in Maryland and pay all Costs & dam̄ages, And that Henry Hudson shall put in security to pay all Costs and dam̄ages ensueing uppon the suite after this day in Case he be cast—

Whereuppon both partyes wthdrew to pass bonds wth securityes to each other, in performance of the abouesaid Order–The Plaintiffe and Attorney wth the def^{ts} returnes againe into Court they not agreeing what sum̄e they must passe bond for, therefore the def^{ts} desires to know the worth of the said ffrygott, and accordingly they shall enter into Bond wth security—

[p. 396] Whereupon the Court Ordered M^{r} W^{m} Hollingworth and M^{r} Obony to deliuer in the best of theire Iudgm^{ts} upon Oath herein wth Calculac̄on of New England Coine where she was builte and the dam̄ages for her being 9 months out of the pl̄t^{s} handes, which by them was deliuered into the boarde to be worth three Hundred pounds sterlinge

Whereuppon Concluded the def^{ts} giue bond for three hundred pounds sterling, and the plaintiffe for tenn thowsand pounds of tobaccoe which accordingly was performed according to the intent of the foregoeing Ord^{r} in fo: 395 and Ordered the def^{t} haue now his Bond giuen up formerly taken of 500^{lb} sterlinge

The pl̄t: now put's in his declarac̄on as followeth

The humble pet^{n} of Henry Hudson Sheweth

That yo^{r} pet^{r} had a suite depending before the Gouerno^{r} & Councell of New Yorke Concerning a ffrygott that is unjustly detain'd from yo^{r} pet^{r} by one William Caruer of Virgenia which Suite was transferred to be fully tryed in this Court before the Hon^{ble} Gouerno^{r} and Councell Wherefore it is the humble desire of yo^{r} pet^{r} that if the said Caruer doe not make appeare his lawfull purchase of the said ffrygott, that yo^{r} Honno^{rs} will be pleased to Order that the said Caruers Attorney that hath bayled the aforesaid ffrygott which was att my suite arrested here doe deliuer unto yo^{r} pet^{r} his said ffrygott wth such Costs and dam̄ages as yo^{r} Honno^{rs} shall thinke ffitt And yo^{r} pet^{r} shall as in Duty bound euer pray &^{c}— Liber B B

The defend^{t} by his Attorneys Craues a Iury The pl̄t by his Attorney denys a Iury cann bee allowed this being now a Court of Admiralty the def^{ts} deny that, it being att Cōmon Law and matter of fact withall producing that Act of Assembly that in any Case a Iury cannot be denyed therefore still urgeth thereon—

The pl̄t then desires a respite till next Prouin^{all} Court pretending hee wanted some of his wittnesses–The def^{ts} desires that as he is pl̄t: he may not nor ought not to haue respite it being the plt^{s} part allwayes to Come prouided—

Put to the uote whither they should immediately proceed to tryall [p. 397]
and grant the def^{ts} a Iury, or the pl̄t: a respite wanting his wittnesses
M^{r} Baker Brooke that Henry Hudson being as pl̄t ought to come prouided, wth his wittnesses therefore to proceed to tryall
M^{r} Jerome White a Respite—
The Chancello^{r} the same wth M^{r} White—

Wherefore Ordered that this Cause be tryed by a Iury and that Henry Hudson haue time till the nex^{t} Prouin^{all} Court and further to the end of the Six months (within which time Isaack Bedloe is bound to produce the said ffrygott) to bring his testimony now wanting for proofe in his Cause and that in the Interim (that is to the end of the aforesaid six months) the said Bedloe haue liberty to employ the said uessell, And further that uppon receipt of his Testimony from New England or other parts, he the said Henry Hudson shall demand and procure timely summons to be sent to the said Bedloe or his Attorneys to appeare at this Court then next to be held that all partyes and allso a Iury may be prouided—

The Hon^{ble} Leiutenn^{t} Generall acquaints the rest of the Councell that he was informed of a Certaine Sloope Called the red sterne One Jacob Backer Merchant and Came into this Prouince to trade Contrary to an Act of Parliament Entituled an Act for the encouraging and encrease of shipping as allsoe to that Act Entituled an Act for the encouragem^{t} of trade, upon which informacōn hee had Caused the said sloope to be seized and kept in Custody, desireing now they may proceed to tryall whether forfeited or not according to the aboue named Acts—

Liber B B Whereuppon Jacob Backer being called to answere in defence of the said Vessell Craues the benifitt of an Attorney which was allowed and made Choice of M^r^ Thomas Nottley who pleads the said Jacob to be Dennizened by his Ma^ties^ Gouerno^r^ of New Yorke producing Certifficate from the said Gouerno^r^ of his Dennizac̄on of that place onely, Therefore not held by this Court a Tolerac̄on in any other place under his Mat^ies^ Gouernm^t^ w^th^out a power more possitiue be shewen therein After some disputes Jacob Backer by his Attorney desires time to goe unto New Yorke to produce a power Authentick that hee is a free Dennizen

[p. 398] Ordered that Jacob Backer Merchant haue Six monthes time to Cleare it to this Board that he is a free Dennizen of England, and that the Mast^r^ and three fourths of the Seamen belonging to the uessell are English or free Dennizens of England and that they and uessell are all enabled to trade and traffick in England and the plantac̄ons thereunto belonging, As well according to One Act of Parliam^t^ Entituled an Act for the Encourageing and Encrease of shypping as of an other Act Entituled An Act for the Encouragem^t^ of trade

Ordered that summons issue for William Price and Hannah his wife that they make theire personall appearances the next Prouinciall Court, to answere what shall then bee objected ags^t^ them concerning the Couering of the state howse att Saint Marys

Sherriffe of S^t^ Marys County returnes his writt of attachm^t^ ags^t^ the Estate of James Jolly on the behalfe of Thomas Nottley for 11075^lb^ tobb: w^th^ these words on it,

Nihil habet in Baliuâ meâ

p̄ me Henry Hyde

Sherriffe of Caluert County returnes his writt of attachm^t^ ags^t^ the Estate of James Iolly on the Behalfe of Christopher Dobson for 14000^lb^ tob: w^th^ these words on the back side of it

Attached 450^lb^ tobacco in the handes of Peter Joy

Thomas Sprigge

Attached the whole Sum̄e in M^r^ Colletts handes tobacco bills debts or accompts, afterwards declared that he had nothing of James Jollyes in his hands— Thomas Sprigge

Sherriffe of Saint Marys County returnes his writt of attachm^t^ ags^t^ the Estate of James Jolly on the Behalfe of Daniel Jenifer for 4000^lb^ tobacco w^th^ these words on the back side of it—(uizt)

Attached in the handes of the Hon^ble^ the Chancellor fifteen hundred pounds of tobacco in answere to this writt

Xcemb^r^ 20^th^ 1664 p̄ Thomas Dent

John Abington pl̄t: } Thomas Paggett being the def^{ts} Security for Liber B B
John Salesbury def^{t} } his appearance att this Prouin^{all} Court, and [p. 399]
neither appearing, the said Paggetts bond to the sherriffe past was by him produc'd—

Ordered that in Case the def^{t} appeare not by the last day of this prouin^{all} Court that Judgm^{t} then pass ags^{t} the Bayle

This Bill bindeth mee John Salesbury my heires Executors & Administrato^{rs} to pay or Cause to be paid unto Jn^{o} Abington his heires or Assignes the full quantity of ffowre thowsand six hundred thirety nine pounds of good sound well Condic̄oned large and bright leafe tobacco and Caske of my owne Cropp or to the likeing of the said Abington att or before the 10th day Octob^{r} next ensueing the date hereof as wittnes my hand this 18th day of June 1664

Wittness George Lingan the marke of
Richard Abington John X Salesbury

Know all men by these p^{r}sents that wee John Salesbury and Thomas Paggett of Caluert County in the prouince of Maryland are held and firmely bound unto Thomas Dent High Sherriffe of S^{t} Marys County in the s^{d} Prouince In the sum̄e of Twenty thowsand pounds of tobacco & Caske to be according to Act of Assembly, the which paym^{t} well and truely to be made Wee the said John Salesbury and Thomas Paggett doe binde Our selues our heires Executors Administrat^{rs} or Assignes firmely by these p^{r}sents as wittnes our hands this 4th day of Octob^{r} anno 1664—

The Condic̄on of this Obligac̄on is such that if John Salesbury make his appearance by himselfe or Attorney att the next Prouin^{all} Court to be held att S^{t} Marys to answere the suite of M^{r} John Abington, and then and there abide Judgm^{t} of the s^{d} Court then this obligac̄on to be uoid and of none Effect otherwise to stand in full force and uertue the mke of

Wittnes Thomas Innes John X Salesbury
John Blackeston Tho: Paggett

The said Salesbury not appearing the last day of this Court the pl̄t desires Judgm^{t} ags^{t} the Bayle for 4639^{lb} tobacco

Ordered that Judgm^{t} passe ags^{t} Thomas Paggett the security for John Salesburys appearance this prouin^{all} Court for the Sum̄e of foure thowsand Six hundred thirety nine pounds of tob: to John Salesbury wth these Charges following—

4 dayes goeing and Coming........	120	300^{lb}
4 dayes attendance...............	120	
Attorney ffee....................	60	

Sherriffe of Caluert County returnes his writt of Attachment ags^{t} [p. 400] the Estate of John Salesbury to the uallue of 6000^{lb} tob: on the behalfe of John Abington wth these words endorced (Executed in parte)

Liber B B To the Hon^{ble} Goueno^{r} & Councell

The humble pet^{n} of Jn^{o} Abington sheweth

That John Salesbury is by Couenant under hand obleiged as an Ouerseer to looke after yo^{r} pet^{rs} seruants and to use his best endeauour in imploying himselfe and the said Seruants for making of Cropps, as allsoe to looke after all stocks of Cattle hoggs and the like as by Couenant may appeare, and allsoe to giue yo^{r} pet^{r} twelue monthes warning from the howseing of the Cropp before he departs yo^{r} pet^{rs} imployment all which he hath neglected to doe to yo^{r} pet^{rs} greate dam̃age

Therefore yo^{r} pet^{rs} humble request is that he may haue an attachm^{t} ags^{t} the Estate of the s^{d} Salesbury for his dammage—And he shall pray

Ordred an attachm^{t} doe issue (as is desired upon the aboue menc̃oned pet^{n}) and that att the next Prouinciall Court the said John Salesbury or his Attorney doe appeare to answere the suite of the said John Abington, otherwise Judgm^{t} to pass ags^{t} the Estate of the s^{d} Salesbury

Articles of Agreem^{t} made betweene John Abington of the one part and John Salesbury of the other parte wittnesseth as following (uizt)

Imp^{r} The said John Salesbury as an Ouerseer shall take Care and Charge of such seruants as are or shall bee deliuered to him from time to time by the s^{d} John Abington, and doth by these p^{r}sents obleige himselfe to use his best endeauour in imploying himselfe and the said seruants to make good and Sufficient Cropps both of tob: and Corne which said Cropps being finished shall be equally diuided into soe many parts as himselfe and the said seruants shall amount unto, whereof One share and a halfe of both Corne and tobacco shall be and remaine to the use of the s^{d} John Salesbury English graine excepted and the other partes to the use of the said John Abington or his Assignes. One of which seruants is to be a Cow keeper for whome the said Abington is to haue but halfe a share of the said Cropps—

2^{dly} The said John Salesbury is to finde and prouide att his owne Charge all accomodac̃on for himselfe wife and Children onely the said Abington is to prouide houseroome for him his wife and Children to dwell in during this agreem^{t} [p. 401]

3^{dly} The said John Salesbury is to haue more then a share and a halfe of the Cropp six hundred pounds of tobacco in Goods of the said Abington the said Salesbury paying the said Abington for soe many Caske as shall Containe his part of the Crop—

4^{thly} That all such Cattle hoggs horses and Mares as shall be deliuered to the said Salesbury by the said Abington shall wth theire encrease be Carefully looked after winter and summer and what

Cattle the said John Salesbury shall haue of his owne are to be looked Liber B B unto by the Cow Keeper and haue the same Liberty in and about the plantac̄on as the said Abington hath—

5thly if the said Abington doth procure a seruant of his owne he shall be allowed to worke wth the seruants of the sd Abington and haue such share of the Cropp as shall be hereafter agreed upon by the said partyes—

6thly This Agreement to beginn from the day of the date hereof and to Continue soe long as both partyes shall thinke fitt and uppon dislike of either partyes to giue the other twelue months warning from the houseing of the Cropp otherwise to prouide for themselues and theire Affaires in wittnes whereof the partyes wthin menc̄oned haue hereunto sett theire handes this 26th day Octobr 1663—

Wittness Richard Marssam The marke of
John King John X Salesbury

To the Honble the Gouernor and Councell of the prouince of Maryland

The humble petn of John Abington sheweth

That John Salesbury as an Ouerseer is by Couent undr hand writeing obleiged to looke after yor petrs seruants and to imploy himselfe and the said seruants in makeing of Crops which he hath not done by Carrying seuerall of the seruants in the winter when they should haue been Clearing and prouiding ground for a Crop being uppon a new plantac̄on of the ground about his owne Occasions sometymes 3. 4. & 5. seruants for 2: & 3 dayes togegether by which meanes the winter worke was lost and also absenting himselfe abt the latter end of May for 3 dayes when it was a good season for planting of tobacco which season by that meanes was lost and yor petrs Cropp by that meanes not planted before July which Crop will appeare to yor Honnrs by the Loss of the winters worke not to be halfe a Cropp he allsoe absented himselfe 3 dayes about the latter end of Augst when it was faire weather and a Considerable quantity [p. 402] of tobacco were ripe and fitt for the house the major part of which was lost by his absence a glutt of raine following for tenn dayes together which Caused the said tobacco to spott soe much that it was not fitt for the howse to the greate dam̄age of the Cropp and yor petr he did allsoe absent himselfe diuers times one day togather in the summer time he was allsoe obleiged by Couenant to looke after all stocks which he refused to doe and allsoe not to desert yor petrs imploymt wthout giuing him twelue months warning from the howseing of the Cropp and before this Crop of tobacco was howsed he fledd out of this prouince from his Just debts & Couenants to yor petrs greate dam̄age—

Yor petrs humble request therefore is that yor Honnors will take the prmisses into yor serious Considerac̄ons or appoint a Iury to Consider therein and allowe yor petr such sattisfacc̄on as in theire

Liber B B Judgments shall seeme meet for his dam̃age in that Case and allsoe for his Just debt as by accompt yo^{r} pet^{r} will make appeare And he shall pray &^{c}—

The deposition of William Lewis aged 21 yeares or there abouts taken this 19th day of December 1664—

Saith that John Salesbury Ouerseer to John Abington did seuerall times last winter carry 2. 3. 4. & sometimes fiue of the said Abingtons seruants for 2 and sometimes 3 dayes together off the plantac̄on about his owne bussiness, and alsoe the s^{d} Salesbury did keep of the plantac̄on one seruant from the last Nouemb^{r} untill some time in March he further saith that the said Salesbury did about the latter end of May when it was a good season for planting of tobacco 3 dayes together absent himselfe the whole time of the plantac̄on soe that the season was lost which this deponant uerily beleiueth was the Cause the Crop was not planted before July he further saith that some time about the latter end of August when it was faire weather and a Considerable sum̃e of tobacco was neer ripe he the said Salesbury did absent himselfe 3 dayes together to the greate dam̃age of the Cropp a glutt of rayne following which as this deponant Conceiueth caused the ripe tobacco to spott for want of gatheringe hee [p. 403] further saith that the said Salesbury did in the summer time seuerall times absent himselfe one day together and that the said Salesbury did refuse to looke after the hoggs saying he would not be M^{r} Abingtons hogg keeper, and thatt there was not one pigg raysed all the yeare notwthstanding a Considerable number of sowes and other hoggs which all runn away as this deponant supposeth was for want of looking after, and further saith not—

Jurauit 19th Decembris 1664 the marke of
Coram me Philip Caluert William Lewis

The deposition of Gregory Mallett aged 27 yeares or thereabouts taken 19th xcemb^{r} 1664

Saith that John Salesbury Ouerseer to John Abington did seuerall times last winter Carry 2. 3. 4. & sometimes 5 of the said Abingtons seruants for 2 and sometime 3 dayes together off the plantac̄on about his owne bussiness and allsoe the said Salesbury did keepe off the plantac̄on one seruant from the last of Nouemb^{r} untill sometime in March—

He further saith that the said Salesbury did about the latter end of May when it was a good season for planting of tobacco 3 dayes together absent himselfe the whole time, off the plantac̄on soe that the season was lost which this deponant uerily beleiueth was the Cause the Cropp was not planted untill Iuly.

Hee further saith that sometime about the latter end of August when it was faire weather and a Considerable sum̃e of tobacco was neer ripe he did absent himselfe 3 dayes together to the greate damage of the Cropp a glutt of raine following which as this depon^{t} conceiueth caused the ripe tobacco to spott for want of getheringe Liber B B

Hee further saith that the s^{d} Salesbury did in the summer time seuerall times absent himselfe One day together and that the said Salesbury did refuse to looke after the hoggs saying he would not be Mast^{r} Abingtons hogg Keeper and that there was not one pigg raysed all the yeare notwithstanding a Considerable number of sowes and Other hoggs which all runn away for want (as this depon^{t} supposeth) of looking after and further saith not

Jurauit 19th Decembris 1664 the marke of
Coram me Philip Caluert Gregory Mallett

To the Hon^{ble} Gouerno^{r} & Councell of the prouince of Maryland [p. 404]
the humble pet^{n} of Rich^{d} Collett sheweth

That whereas yo^{r} pet^{r} is Administrat^{r} uppon the Estate of Francis Riggs and the Estate of the s^{d} Francis Riggs is engag'd to yo^{r} pet^{r} the sum̃e of 8879^{lb} tob: and Caske as yo^{r} pet^{r} cann make appeare, the humble request of yo^{r} pet^{r} is that yo^{r} Honno^{rs} be pleased to grant Order for the said sum̃e of tobacco and yo^{r} pet^{r} as in duty bound shall euer pray &^{c}—

The Iudgm^{t} of the Board was, that the s^{d} Collett being Administrat^{r} of the said Riggs his Estate may sattisfye what debts are Iustly due to himselfe out of the said Estate wthout further Order

These p^{r}sents may serue to testifye to all persons whome it may Concerne that I Jonathan Broune of New England merchant now resident in petuxent riuer in Maryland, doe Authorize and impower my trusty and wellbeloued freinde M^{r} Daniel Jenifer of S^{t} Marys in the p̄uince aforesaid my true and lawfull Attorney for me and in my name to my use to preferre an humble pet^{n} to the Hon^{ble} Prouin^{all} Court sitting att S^{t} Marys for an Order against M^{r} Rich^{d} Collett for ffrancis Riggs his Estate for fiue thowsand Six hundred fifty seauen pounds of tobacco due by bill, and six hundred and thirety seauen by accompt, giuing and granting unto my said Attorney, my full and whole power to act in and about the p^{r}misses as fully and amply as I my selfe might or Could doe were I there p^{r}sonally p^{r}sent Ratifying and by these p^{r}sents holding for firme and staple whatsoeuer my said Attorney shall lawfully doe in or about the p^{r}misses–In wittnes whereof I haue interchangeably put to my hand and seale this 15th December 1664

Signed sealed & deliuered Jonathan Broune Sea
In the p^{r}sence of
John Faireweather
Isaac Addington

Liber B B 6th Septembr 1664

Mr Francis Riggs his decd Debtr

	℔ tob:	
To a bill	5647	6277℔ tob:
To 10 gallons of Brandy at 40	400	
To 2 paire of blancketts	170	
To a dozin kniues at 5 p̄ peece	60	

p̄ mee Jonathan Broune
errors excepted—

[p. 405] This Bill Obleigeth mee Francis Riggs Merchant in Caluert County my heires executors & Assignes to pay or Cause to be paid unto Jonathan Broune of Salem Merchant his heires or Assignes the full and Just Sum̄e of fiue Thowsand Six hundred fourty seauen pounds of tobacco good sound & merchantable wth Caske, according to the Act of Assembly, to be paid in Petuxent riuer at or before the 10th of October next ensueing the date hereof this being the 16th of September in the yeare of Our Lord 1664 as for wittnes whereof I haue sett my hand— ffrancis Riggs

Wittnes William Smyth
Francis Swinfen

To the Honble Gouernor & Councell in Prouinall Court Assembled

The humble petn of Jonathan Broune by his Attorney Daniel Jenifer Sheweth

That Francis Riggs dyed in yor petrs debt in the sum̄e of 6277℔ tob: as cann be made appear'd, Now soe it is the Administrator Richard Collett upon the said Riggs his Estate will not sattisfye yor petr the said debt wthout Order from yor Honnors first Obtain'd, which is humbly requested by yor petr And as in duty bound he shall pray &c—

The Administratr Mr Richard Collett then appearing in Court, Confesseth Iudgmt for the aboue said sum̄e of six thowsand two hundred seauenty seauen pn̄ds of tobacco, to Daniel Jenifer the Attorney of Jonathan Broune, from the said Collett as the Administr of the said Riggs—

To the Rigt Honble the Lord Proprietarys Deputy and Councell in Prouinciall Court

The humble petn of Wm Hollingworth Humbly Sheweth

That whereas there was a Iudgmt obtain'd agst yor petr by Tho: Wynne att a Court held for this prouince the 5th of Aprill 1664 for 2500℔ tob: wth Caske and Cost of suite uppon which Judgment apparant Error in the proceedings and Iudgmt yor petr cann make appear to reuerse the said Judgmt as likewise that he ought not the said Judgmt in law or Reason to pay, doe therefore humbly pray that he might be by this Honble Court permitted to Assigne Errors upon

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the sd Judgmt, and that a writt of supersedias may be awarded to the sherriffe to stopp execucōn taken out uppon the said Judgmt untill the Errors shall be att the next Prouinall Court sitting as a Court of Chancery bee fully heard and determined And yor petr shall euer pray &c Liber B B [p. 406]

Ordered a supersēdus be granted the sd Hollingworth to stopp that execucōn allready issued, And that the said Thomas Wynne doe one the first day of the next Prouinall Court make his appearance in Defence of those Errors now put into Court, which are as followeth uizt—

Errors assigned by William Hollingworth agst a Iudgmt Obtained agst him in an accōn depending betweene him and Thomas Wynne att a Prouinall Court held the 5th of Aprill 1664—

Impr it is Error for that noe Euidence saue Hannah Lee in the said Case could in Iudgmt of law bee sufficient Euidence to ground the Iurys uerdict on

3 It is error for that in the ꝓcess the Copy of the said Wynnes Declaracōn agst the said Hollingworth was not according to an Act of Assembly of this Prouince made Año 1663 Entred wth the said Accōn and sent wth the writt as by the said Act is enjoyned—

2 It is error for that Hannah Lee and Price were both persons Concerned in the Case and therefore theire Euidence not Competent—

To the Honble Gouernor & Councell in Prouinall Court Assembled

The humble petn of Joseph Inglesby Humbly sheweth

That yor petr was sold as a seruant for the terme of foure yeares to one Mathew Rhodom of Chiccakone in Virgenia That yor petrs master remoueing from thence into this prouince to inhabite, about a yeare past, forced yor petr agst his will (Contrary to the Custome of that place) to come wth him into these partes That yor petrs terme of foure yeares is expired since the first of this instant Decembr 1664 yet his said mastr will not free yor petr undr another yeares Seruice

The prmisses Considered by yor Honnors yor petr humbly prayeth releife herein, that hee may be discharged his said seruice by yor Honnors according to the Act of this Country in that Case prouided– And as in duty bound yor petr will euer pray &c—

Know all men by these prsents that I Mathew Rhodham of St Marys County am intended by the grace of God to depart this prouince haue Constituted Ordained and doe by these prsents Constitute and and appoint my trusty and approued freinde Barnaby Jackson my true and lawfull Attorney for me and in my name and to my use and behoofe to act any thinge that me may Concerne, giuing granting and Committing to my said Attorney full power and Authority to sue arrest and impleade any person whome these prsents [p. 407]

Liber B B may Concerne and in Case of non payment in prison to put and out of prison to release and in my name discharge or discharges acquittance or acquittances to giue and to act any thinge that me may Concerne in this prouince in as full and ample manner as granted to any attorney whatsoeuer Ratyfying and allowing whatsoeuer my said Attorney in these p^{r}mises shall legally doe in as firme and ample manner as if I my selfe were there p^{r}sonally p^{r}sent my selfe in testymony whereof I haue hereunto sett my hand and seale this 16th day of Decemb^{r} 1664 Mathew Rodham Seale

Testes Hugh Sherwood
the marke of
Thomas **T P** Pinner

Joseph Inglesby pl̄t
Mathew Rodham by
his Attorney Barnaby
Jackson defendant

the pl̄t preferrs his pet^{n} to this hon^{ble} Court (as in folio 406) therein declaring that the def^{t} would force the pl̄t to serue him One yeares seruice more then the pl̄t is obleiged as by pet^{n} may more at large appeare Whereuppon the Board did examine into the p^{r}misses and found by the def^{ts} Attorney (uide letter of Attorney ut supra) that the pl̄t had seru'd full foure yeares, therefore Iudged by the Act of this prouince that the pl̄t ought not to serue any longer they being not obleiged to take Cognizance of that Act in Vergenia Concerning Seruants Seruitudes—

Therefore Ordered that the said Seruant haue his ffreedome from the date hereof, and that the said Mathew Rodham doe pay and sattisfye unto the said Inglesby what Cloathes and Corne is due to the said Inglesby according to the Act of Assembly in that Case prouided—

To the Hon^{ble} Gouerno^{r} & Councell In prouin^{all} Co^{rt} assembled

The hum^{ble} pet^{n} of Rob: Lloyd Chirurgion Humbly sheweth That [p. 408] yo^{r} pet^{r} was summoned by Cap^{t} Burgesse High Sherriffe of Ann Arundell County to desect the body of Jeffery Haggman seruant to Joseph ffincher the which yo^{r} pet^{r} performed according to his Com̄and afores^{d} and besides was put uppon the Iury of Inquest That the said Sherriffe denyes to allow yo^{r} pet^{r} sufficient sattisfac-c̄on for desecting the Body of the aforesaid party according to his due and right by the lawes of England—

Yo^{r} pet^{r} therefore humbly prayeth yo^{r} Honno^{rs} Considerac̄on of the p^{r}misses and to allow him his ffees due by the lawes of England or Otherwise as in yo^{r} wisdomes shall thinke fitt for the sattisfacc̄on of yo^{r} pet^{r}—And he shall euer pray &^{c}—

Ordered upon the aboue menc̄oned pet^{n} that Rob: Lloyd Chirurgion be allowed for desecting the body of Jeffery Haggman by the sherriffe of Ann Arundell County soe much as the Comm^{rs} of the said County shall see meet and the said sum̄e soe disburssed by the said sherriffe to be sessed in that County for the reinbursm^{t} of the said Cap^{t} W^{m} Burges— Liber B B

M^{r} Samuell Chew

The price of the Island if M^{r} Holland will haue it is fiue thowsand pounds of uery good large and bright tobacco and Caske to be all paid downe p^{r}sently more if yo^{w} Cann but this same is the least I will take, if any other good paymaster will buy it to pay but one halfe this yeare and the other halfe next yeare then seauen thowsand is my lowest price, soe if yo^{w} sell it, Theise p^{r}sents shall engage mee my heires or Assignes to make good the sale of it

Herring Creeke Yo^{rs} to Command
Nouemb^{r} the 20th 1663 Edw: Carter

on the back side of the said letter is written thus

Receiued of M^{r} Francis Holland fiue thowsand pounds of uery good tobacco and Caske for the use of Coll̄: Edw^{d} Carter and in full payment for two hundred seauenty fiue Acres of land lying on the south side of Herring Creeke Bay called Bennetts Island I say receiued this 17th day of December 1663—

By Mee Sam̄: Chew

The aboue said land was by Samuell Chew past ouer on behalfe of Edw: Carter, to the said Holland as allsoe the said acquittance acknowledged in Open Court the 22th xcemb^{r} 1664

Daniel Jenifer Clke

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[p. 409] Maryland. Know all men by these p^{r}sents that Wee Robert Hatton and Thomas Hatton of S^{t} Marys County Gent^{n} Doe hereby acknowledge to Owe and stand Justly endebted unto Humphery Warren of Charles County merch^{t} the Just sum̄e or quantity of twenty thowsand pounds of good merchantable tobacco & Caske to be paid on all dem^{ds} and for the true paym^{t} thereof wee binde Our selues Our heires Executors & Administrato^{rs} Joyntly and each of Vs seuerally being on Condic̄on following Dated the 8th day of Nouemb^{r} 1664—

The Condic̄on of the aboue Obligac̄on is such that if the aboue bounded Robert Hatton and Thomas Hatton and theire heires att the Cost and Charges in the law of the aboue named Humphery Warren his heires or Executors att the next Prouin^{all} Court held for this prouince Ensueing the date hereof shall leauy One fine of a Certaine parcell of land lying on the west side of Wiccocomoco riuer beginning att a point called Hattons point running northwest and to the westward of the north for the length of three hundred sixty and fiue perches to a marked Oake standing att the head of a broade Marsh by the said riuer wth a line drawne south and by west the length of One hundred and fourteene perches to a marked Oake

Liber B B standing in the woods w^th^ a parallell line to the first runn South East to a forked Pokicory standing by the riuer neer the Creeke called Hattons Creeke bounded North and East by the said riuer Containing by estimac̄on Two hundred and fifty acres be the same more or lesse which was formerly sold and possession thereof deliuered unto the said Warren by the said Hattons and is now in the tenor or Occupac̄on of him the said Warren, According to due Course of law by such name and names and in such manner and forme as by the said Humphery Warren his heires or Assignes or by his or theire Councell learned in the law shall be deuised or required as well for the barring of the s^d^ Robert and Thomas Hatton from theire title into the p^r^misses as allsoe to barr all titles of Dower thereunto pretended and all other titles thereunto whatsoeuer, sauing unto the said Hattons Only the yearely Rent of fiue shillings sterling that then the aboue Obligac̄on be uoid and of none Effect otherwise to stand. abide and remaine in full force power and uertue, In wittnes & Confirmac̄on hereof the aboue bounded Thomas and Robert Hatton haue hereunto sett their handes and seales the day & yeare first aboue written

Signed sealed & deliuered — Robert Hatton Seale
In the p^r^sence of us — Thomas Hatton Seale
Thomas Nottley
John Abington

[p. 410] Comand Robert Hatton and Thomas Hatton Gent^n^ that Iustly &^c^ they keepe w^th^ Humphery Warren of Charles County merch^t^ the Couenant &^c^ of Two hundred and fifty acres of land lying on the west side of Wiccocomoco riuer in Charles County—

Charles Caluert

And the Agreem^t^ is such that the said Rob^t^ & Tho: Hatton haue acknowledged the aforesaid two hundred & fifty acres to be the right of the aforesaid Humphery Warren as those which the said Humphery Warren hath of the guift of the said Robert and Thomas Hatton and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Humphery Warren and his heires foreuer and further the said Robert and Thomas Hatton haue granted for them and the heires of the said Robert and Thomas Hatton that they will warr^t^ to the aforesaid Humphery Warren and his heires the aforesaid Two hundred and fifty acres of land w^th^ the appurtenances against them the said Robert and Thomas Hatton and the heires of the said Robert and Thomas for euer, and for this remise release and quitt Claime the aforesaide Humphery Warren hath giuen to the aforesaid Rob^t^ and Thomas Hatton the sum̄e of six hundred sixty seauen pounds of tobacco and three able men—

Taken & acknowledged — Robert Hatton
in Open Court 23^d^ day — Thomas Hatton
of December 1664
Daniel Jenifer Clke

To all people I Richard Stone of Charles County in the prouince Liber B B of Maryland send Greeting Know yee that I the said Richard Stone as well for and in Consideracon of the Naturall Affeccons and Brotherly loue which I haue and doe beare unto my well beloued Brother Mathew Stone as allsoe for diuers good Causes & Consideracons mee especially mouing haue giuen granted and by these p^r^sents doe giue grant and Confirme unto the s^d^ Mathew Stone all and singuler my right title & Interest unto a parcell of land scituate and lying on the East side of Chesepiake Bay and on the south side of a riuer in the said Bay Called Sassafrax riuer beginning att a marked Oke standing neer a great Marsh (the Marsh running South) running west and by north by the riuer side for breadth two hundred [p. 411] and fifty perches to a marked Oke bounding on the west by a line drawne East and by south from the end of the south line untill it intersect a parrellell drawne from a Marsh called Stone Marsh on the East w^th^ the said parrellell and Marsh on the North w^th^ the said riuer Containing and now laid out for fiue hundred acres more or lesse, To haue and to hould the said land and all the aforesaid p^r^misses unto the said Mathew Stone his heires or Assignes to his or theire owne proper uses and behoofes for euer, freely and quietly w^th^out any matter of Challenge Claime or demand of me the said Richard Stone or of any other person or persons whatsoeuer for me in my name my Cause pretence or procurement. In wittnes whereof I haue hereunto sett my hand and seale this 20th day of December 1664— Richard Stone Seald

Signed sealed & deliuered
In the p^r^sence of
Thomas Mannyng
Thomas Sprigge
Humphery Warren

Acknowledged and past ouer
in Open Court
Daniel Jenifer

Comand Robert Mackling and Margarite his wife of S^t^ Marys County That Iustly &^c^ they keep w^th^ Cap^t^ John Tully senior of London the Couenant &^c^ of One hundred acres lying in Chester riuer in a Creeke Called Cowrseys Creeke (Called Macklin) adjoyning to the land of James Bowling in Talbott County—

Philip Caluert

And the agreem^t^ is such that the said Rob^t^ Mackling and Margarite his wife haue acknowledged the aforesaid One hundred acres of land to be the right of the s^d^ Jn^o^ Tully as those which the s^d^ John Tully hath of the guift of the said Robert Macklin and Margarite his wife and the same they haue remised quitt Claimed from them & theire heires to the aforesaid In^o^ Tully and his heires for euer and further the said Robert Mackling and Margarite his wife haue granted for them and the heires of the s^d^ Robert Mackling and Margarite his wife that they will warrant to the aforesaid John Tully

Liber B B and his heires the aforesaid one hundred acres of land w^th^ the appurtenances ags^t^ them the said Robert Macklin and Margarite his wife and the heires of the s^d^ Robert & Margarite for euer, and for this remise release and quitt Claime, the aforesaid Jn^o^ Tully hath Giuen to the afores^d^ Robert & Margarite one seru^t^ allready in hand paid

Taken & acknowledged the marke of Rob: M Mackling
in Open Court the marke of *M* Margerite his wife
23^d^ Decemb^r^ 1664
Philip Caluert

[p. 412] Know all men by these p^r^sents that I William Caluert Esq in the County of S^t^ Marys haue remised released and for euer quitt Claimed and by these p^r^sents doe for me my Executo^rs^ & Adminst^rs^ and euery of us Clearely remise release and for euer quitt Claime unto Rob^t^ Macklin of this County Carpent^r^ his Exec^rs^ Adm. and Assignes all & all manner of accōns cause & Causes of accōn suites quarrells debts dues bonds writeings obligatory and acco^tts^ w^tt^soeuer which against the said Rob: Mackling euer I haue had now haue or which I my Executors or Administrat^rs^ or any of us att any time hereafter shall or may haue for or by reason of any matter or thinge w^tt^soeuer from the beginning of the world till this p^r^sent day as wittnes my hand this 23^d^ day of Xcemb^r^ 1664— Wiłł Caluert

Before me—Philip Caluert

This Indenture made the One & twentyeth day of Nouember 1664 Betweene Francis Armstrong and Frances his wife of the Clifts in Caluert County of the One part and Jn^o^ Edmondson of the same place & County of the other part wittnesseth that the said Francis Armstrong and Frances his wife for and in Consideracōn of Nine thowsand poundes of tobacco allready receiued by them the said Francis and Frances from the said John Edmondson Haue granted Bargained Sould Alienated Infeoffed and Confirmed and by theise p^r^sents for themselues theire heires Executors Adm̄: and Assignes Doe grant Bargaine Sell Alienate Infeoffe and Confirme unto the said Jn^o^ Edmondson his heires Executors Adm. and Assignes All that parcell of land Called Jacks Coue lying in Talbott County beginning att a marked red Oke and running East a Crosse the pynie point to the mouth of a Creeke unto another marked Oke standing upon the west side of the Creeks mouth and running up the Creeke South and by East and all that parcell of land lying upon the south side of the s^d^ Creeke running the said Course of South and by East and Belonging unto the said Armstrong Containing in all foure hundred and fifty acres more or lesse, and running into the woods three hundred and seauenty perches, w^th^ all proffitts pattents writeings Comodityes & hereditam^ts^ to the same belonging or in any wise

appertaining and all the Estate right title Interest Claime and demand Liber B B
w^{t}soeuer the said Francis Armstrong and Frances his wife hath of in and to the ffowre hundred and fifty acres abouesaid or any part or parcell thereof by uertue of any Grant Bargaine or sale heretofore made to the s^{d} Francis Armstrong or Frances his wife by any person or p^{r}sons whatsoeuer, To haue and hould the said Fowre hundred and fifty acres of land and euery part and parcell thereof [p. 413]
unto the said John Edmondson his heires Executo^{rs} Admin and Assignes, to the onely use benifitt and behoofe of the s^{d} John Edmondson his heires and Assignes for euer, ffreed acquitted and att all times hereafter discharged by the said Francis Armstrong and Frances his wife of & from all manner of former and other Bargaines Grants Sayles Leases forfeitures Joyntures, Dowryes Surrenders Judgm^{ts} Execuc̄ons, and of and from all other titles troubles and incumbrances whatsoeuer and att all time and times hereafter at request had and made to the said Francis Armstrong and Frances his wife by the said John Edmondson more assurance and assurances by the Councell Learned in the law of the said John Edmondson shall bee aduized deuized or required for the more absolute and perfect surety and sure makeing of all & singular the said ffowre hundred & fifty acres of land and euery part and parcell thereof unto the s^{d} John Edmondson his heires Executors Adminis and Assignes for euer, In Considerac̄on of which wee the said Francis Armstrong & ffrances his wife doe hereunto sett our hands and seales the day and yeare aboue written It is allsoe agreed upon before the signing sealing and dliuery hereof that the said Edmondson his heires &^{c} pay yearely to the said Armstrong his heires &^{c} Nyne shillings sterling or the uallue thereof

Signed sealed & deliuered
In the p^{r}sence of Vs
Thomas Bradley
Timothy Gunton

the marke of
Francis **ff A** Armstrong Seale
the marke of
Frances **F A** Armstrong Seal

The aboue menc̄oned Conueyance in Open Court was by Francis Armstrong acknowledged and past ouer the 22th Decemb^{r} 1664 to John Edmondson & his heires
Daniel Jenifer Clke
$27 \frac{3}{m} 64$

Know all men by these p^{r}sents that I William Tennahill in the County of S^{t} Marys Plant^{r} for Certaine causes mouing me thereunto doe Constitute Ordaine and appoint my louing freinde Robert Macklin my true and lawfull Attorney for me and in my behalfe to acknowledge a parcell of land lying upon Petuxent riuer on the south

Liber B B side and binding upon s^t^ Steuens Creeke & as by pattent appeare to be three hundred and fifty acres formerly belonging to Richard Crackbone but now sold by mee to Thomas Lamore Peter Lamore and John Jero, and w^t^ my said Attorney shall doe in the lawfull Conueyance of the s^d^ land from me my heires Executors Admins and Assignes to them theire heires Executors Adminis or Assignes doe [p. 414] hereby Ratifye and Confirme in as full ample sort & manner as if I were p^r^sonally p^r^sent in wittness hereof I haue sett my hand this 8^th^ of Nouember 1664—

the marke of
William I Tenahills

Wittnes John Lawson
Henry Hyde

Command William Tennehill plant^r^ that Justly &^c^ hee keep w^th^ Peter Lamore Thomas Lamore & John Geroe of S^t^ Marys County plant^rs^ the Couenant &^c^ of three hundred and fifty acres of land lying on the south side of Petuxent riuer and the north side of a Creeke of the s^d^ riuer Called S^t^ Stephens Creeke in Caluert County—

Charles Caluert

And the agreem^t^ is such that the s^d^ W^m^ Tannihill haue acknowledged the foresaid three hundred & fifty acres to be the right of the Aforesaid Peter Lamore Thomas Lamore and John Geroe, as those w^ch^ the said Peter Lamore Thomas Lemore and John Geroe hath of the Guift of the said Wiłł: Tunnihill and the same hee hath remised and quitt Claimed from him and his heires to the said Peter Lamore Thomas Lemore and John Jeroe and theire heires for euer and further the said Will^m^ Tunnihill haue granted for him and the heires of the said W^m^ Tunnihill that he will warrant to the said Peter Lamore Thomas Lamore and John Jeroe and theire heires the aforesaid three hundred and fifty acres of land w^th^ the appurtenances, ags^t^ him the said William Tunnihill and the heires of the said Will^m^ Tunnihill for euer and for this remise release and quitt Claime the aforesaid Peter Lemore Thomas Lemore and John Jeroe hath giuen to the aforesaid William Tunnihill the sum̃e of ffiue thowsand three hundred pounds of tobacco—

the marke of
Rob^t^ M Mackling

Acknowledged in Open Co^rt^
by Rob^t^ Macklin the Attorney of
W^m^ Tunnihill and past ouer to
Peter and Thomas Lemore and
Jn^o^ Geroe & theire heires
Daniel Jenifer Cłke

Decemb^r^ 21^th^ Thomas Nottley enters accõn of debt ags^t^ George Thompson to the uallue of ffowre thowsand & eighteene pounds of tobb: w^th^ Caske

[p. 415] Bee it knowne unto all men by these p^r^sents that I Henry Sewall of North Yarrmouth in the County of Norfolke Merchant for a ualuable Consideracõn mee thereunto mouing and for me my heires

Executors and Admiñ doth alienate Bargaine Confirme & sell and by these prsents hath alienated bargained and sould unto Mr William Dorrington of Petuxent riuer in the prouince of Maryland Gentn his heires and Assignes for euer, all that parcell of land Called Busbye lying and being in the prouince of Maryland aforesaid and on the East side of Chesepiake Bay and on the south side of a riuer in the said Bay Called Choptanck riuer Contayning fiue hundred acres more or lesse and allsoe fifty acres of land more adjoyning unto the said ffiue hundred which was since taken up Called by the name of Sewells point wth all rights and preuiledges of pattent thereunto belonging and for Consideracõn of the land abouesaid soe sould, the said William Dorrington is to pay unto the said Henry Sewall by specialty ffourteen thowsand pounds of good sound merchantable leafe tobacco and Caske att two seuerall paymt, that is to say seauen thowsand att one intire paymt att or upon the tenth day of October next insueing the date of these prsents, and seauen thowsand att or uppon the tenth of October In the yeare of Our Lord God One thowsand six hundred sixty and ffiue (att one intire paymt allsoe) and for the performence of the prmisses aboue mencõned the said Henry Sewall doe by these prsents Ingage to deliuer unto the said William Dorrington a pattent for aboue ffiue hundred acres and likewise a Certifficate for the fifty acres, And further the said Henry Sewell haue granted for him & the heires of the said Henry Sewell that he will warrant to the aforesaide William Dorrington and the heires of the said William the abouesd ffiue hundred and fifty acres wth the appurtenances, agst him the said Henry Sewall and the heires of the said Henry Sewall for euer, and to acknowledge it in Court according to law In wittnes whereof I the said Henry Sewell haue hereunto sett my hand and seale att St Marys this 22th day of Decembr 1664— Liber B B

Henry Sewell Seale

Signed sealed & deliuered
In the prsence off
Tho: Mannyng
Stephen Clifton

Acknowledged and past ouer in open Court from Henry Sewell to William Dorrington and his heires for euer this 22th day of Decembr 1664 Philip Caluert

Thomas Nottley enters accõn of debt agst John Walton to the uallue of One thowsand seauen hundred pounds of tobbacco wth Caske by bill Decembr 21

This Indenture made the Two and twentyth day of Decembr 1664 Betweene Daniel Jenifer Clarke of the One part and John Edmondson of the Clifts in Caluert County of the other part, Wittnesseth that the said Daniel Jenifer for and in Consideracõn of a ualuable Consideracõn in hand allready receiued by the said Daniel Jenifer from the said John Edmondson haue Granted Bargained and sold [p. 416]

Liber B B alienated Infeoffed and Confirmed and by these p^{r}sents for himselfe his heires Executors Admini and Assignes Doe grant bargaine sell Alienate Enfeoffe and Confirme unto the said John Edmondson his heires Executors Admin and Assignes All that parcell of land Called Douer Conteyning by Estimac̄on Eighte hundred acres more or lesse scituate lying and being Talbott County wth all proffitts pattents writeings Comodities and Heriditam^{ts} to the same belonging or in any wise appertaining, And all the Estate right title Interest Claime and demand whatsoeuer the said Daniel Jenifer hath of in and to the Eighte hundred acres abouesaid or any part or parcell thereof by uertue of any Grant Bargaine or Sale heretofore made to the said Daniel Jenifer by any person or persons whatsoeuer, To haue and to hould the said Eighte hundred acres of land and euery part & p^{r}sell thereof unto the said John Edmondson his heires Executors Admini and Assignes, To the onely proper use and behoofe of the said John Edmondson his heires & Assignes for euer ffreed and acquitted, and att all times hereafter discharged by the said Daniel Jenifer of and from all and all manner of former and other Bargaines Grants Sales Leases forfeitures Joyntures Dowers Surrenders Judgments Execuc̄ons and of and from all other titles troubles and Incumbrances whatsoeuer, and att all time and times hereafter att request had and made to the said Daniel Jenifer by the said John Edmondson more assurance or assurances by the Councell learned in the Law of the said John Edmondson shall be aduised deuised or required for the more absolute & perfect Surety and Sure making of all and singular the said Eighte hundred acres of land and euery part & p^{r}cell thereof unto the said John Edmondson his heires Exect^{rs} Admini and Assignes for euer In Confirmac̄on of which the said Daniel Jenifer doe hereunto sett my hand & Seale the day and yeare aboue written

Signed sealed & deliuered
In the p^{r}sence of Vs
the marke of
Francis **ff A** Armstrong
John Edwards

Daniel Jenifer Seale
27 $\frac{3}{m}$ 64
Acknowledged and past ouer in Open Court to John Edmondson the 22th Decemb^{r} 1664
p̱ mee Daniel Jenifer

[p. 417] Persons that Sett up theire names this Court

Bridgett Sheale Administ̄rx Rob^{t} Sheale for Quietus Est uppon her said husbands Estate— Vnderwritt thus
I am not sattisfyed nor paid one pound of tob: although by Order of Court, there is 2000 and odd pounds due to mee
Luke Barbier.

John Baxter declares he is intended to depart this prouince this shipping— Not underwritt

The Hon^{ble} Philip Caluert Esq Chancello^{r} And Deputy Gouerno^{r} of this Prouince Adjournes the Court untill the 7th day of February next Liber B B

To the Hon^{ble} Leiutenn^{t} Generall

Philip Caluert Chancello^{r} of this prouince, Informeth that the Burgomasters of Amsterdam by theire Agent Alexander D'hynoyosa haue diuerse Goodes & merchandizes unlawfully traded wth and diuerse debts in tobacco haue made wthin this prouince, that is to say debts due from Augustin Herman Major Samuell Gouldsmyth M^{r} Henry Stockett M^{r} Charles James M^{r} Richard Bennett and M^{r} Nathaniell Vtie, Wherefore he Craues the benifitt of the discouery according to the seuerall Acts of Parliam^{t} for Nauigac̄on and Encrease of shipping and for encouragem^{t} of trade, And that he may haue Summons for the partyes and wittnesses to make out the truth of this informac̄on Philip Caluert

December 23^{d} 1664

Ordered that Summons issue Seuerally for the persons aboue named as allsoe for Alexander D'hynoyosa, which are as followeth.

Verte

[p. 418] Whereas I am Certainly Informed that there are diuers Bills in the handes of Nathaniell Vtye for tobaccoes due to the Burgomasters of Amsterdam that is to say One bill due from himselfe and others due from diuers other persons (ūz) from Major Samuell Gouldsmyth M^{r} Henry Stockett M^{r} Charles James M^{r} Richard Bennett, these are therefore in the name of the Rig^{t} Hon^{ble} the Lord Proprietary to will and require yo^{w} to Com̄and the S^{d} Nathaniell Vtye to deliuer up the said Bills to me att the next Prouinciall Court to be held twesday the 7th of ffebruary there to sett forth uppon Oath w^{t} bills tobaccoe or other merchandizes he hath in his handes or doth knowe to be in the handes of other p^{r}sons due or belonging to the said Burgomasters of Amsterdam for the better Obseruac̄on of the Act for Encouragem^{t} of trade as he will answere th^{e} Contrary att his perrill then and there att the said S^{t} Marys returne this writt, And for soe doeing this shall bee yo^{r} warrant Giuen und^{r} my hand this 24th day of December 1664— Charles Caluert

These are in the name of the Rig^{t} Hon^{ble} the Lord Proprietary to will and require yo^{w} to summons Alexand^{r} D'hynoyosa late Gouerno^{r} of Delaware Bay to make his personall appearance att Our next Prouin^{all} Court to be held att S^{t} Marys on the 7th day of ffebruary next there to testifye his knowledge Concerning the debts in tobaccoes due from Augustin Herman, Major Samuell Gouldsmyth Henry Stockett Charles James Richard Bennett and Nathaniell Vtye belonging to the Burgomasters of Amsterdam for merchandizes sold by him the said Alexand^{r} D'hynoyosa to the said Augustin Herman

Liber B B Samuell Gouldsmyth Henry Stockett Charles James Richard Bennett & Nathaniell Vtye herein he is to fayle as he will answere the Contrary att his perill And then and there returne this writt, And for soe doeing this shall be yor warrt. Giuen undr my hand this 24th day of Decembr 1664— Charles Caluert
To George Gouldsmyth High Sherriffe
of Baltemore County

Another summons wth the same aboue uerbatim to warne ditto D'hynoyosa ut supra, directed
To the Sherriffe of Talbott County—

[p. 419] Whereas I am Certainly Informed that ther is a debt due from Augustin Herman to the Burgomasters of Amsterdam for goods unlawfully by them imported into this Prouince Contrary to the Act for encouragement of trade, These are in the name of the Rigt Honble the Ld Proprietary to will & require yow to Command the sd Augustin Herman to appeare att the next Prouinall Court to be held Twesday the 7th of ffebruary there to sett forth uppon Oath what Tobaccoes or Other Merchandizes hee hath in his handes or doth know to be in other persons handes due or belonging to the said Burgomasters of Amsterdam for the better Obseruac̄on of the Act of the High Court of Parliamt for encouragemt of trade as he will answere the Contrary att his perrill Giuen undr my hand this 24th day of Decembr 1664— Charles Caluert
To George Gouldsmyth High Sherriffe
of Baltemore County—

Idem Mutatis Mutandis p Maior Samuell Gouldsmyth
Idem Mutatis Mutandis p Henry Stockett
Idem Mutatis Mutandis p Charles James
Idem Mutatis Mutandis p Richard Bennett
debts due p̄ bill

To the honble Gouernor & Councell in Prouinall Court Assembled
The humble petn of Alexander D'hynyosa sheweth

That yor petr for a ualuable sum̄e of Tobacco sold Abra: Morgan One Negro to be paid upon the sd Morgans plantac̄on, in part of which paymt yor petr receiued and marked 4 hh̄gds the sd Morgan to marke and receiue for yor petrs use one hh̄gd of tobacco more, which accordingly was done and the said fiue h̄oggds left in the tobaccoe howse of the said Morgan after which Nathaniell Vtie Came Contrary to law & equity in the said Morgans Absence and demanded the said tobacco of the said Morgan his wife, being denyed Ordered his men to take the said tobaccoe (ther being but two hh̄gds then ready) a weake after the said Vtye came and receiued the remaindr of the said tobacco without any Order from yor petr and Contrary to the Act of this prouince in that Case prouided

Wherefore yor petr humbly Craues Order of this honble Court agst the said Vtye for his said tobacco wth the benifitt of the said Act, and Dammages wth Cost of Suite—And as in duty bound hee shall pray &c— Liber B B

John Abington d̄d̄s writt of Attachmt agst the Estate of John Salesbury to the uallue of 1000lb tob:— [p. 420] Decembr 23d

Entred accōn of the Case to that uallue Warrt to sherriffe of Caluert County to attach &c, ret̄ 7th ffeb: next Prouinciall Court

John Abington d̄d̄s writt of Execucōn agst the Body of Thomas Paggett, for the uallue of 4639lb tobacco & Caske ditto die

Warrt to the sherriffe of Caluert County wth these Judiciall ffees uizt

4 dayes Comeing and goeing	120	300lb tob:
4 dayes attendance	120	
Attorney ffees	60	
Clarkes ffees		
Entring an accōn wth petn	16	90lb tob
Writt of Execucōn	23	
Entring Order	16	
Sherriffes ffees	35	390

Thomas Nottley d̄d̄s writt upon that accōn in folio 414 agst George Thompson for that uallue— Decem: 24th

Warrt to sherriffe of Charles County to arrest &c ret̄ 7th ffebb: next Prouinall Court uide petn fo: 368

Thomas Nottley d̄d̄s writt agst John Walton uppon that accōn entred by him in folio 415 ditto die

Warrt dated ut supra, to the sherriffe of Charles County to arrest &c ret̄ 7th ffeb: next Prouinall Court— uide petn fo: 368

Edward Richardson d̄d̄s writt agst George Thompson in an accōn of debt to the uallue of 6920lb tob: ditto die

Warrt to sherriffe of Charles County to arrest &c, ret̄ 7th ffebb: next Prouinall Court—

To the honble Gouernor & Councell In Prouinciall Court assembled

The humble petn of Edwd Richardson Sheweth

That George Thompson did assume uppon himselfe to pay yor petr the sum̄e of 6920lb tob: wth Caske which hath been long since due unto yor petr as by specialty undr the hand of the sd Thompson doth appeare wch sd sum̄e of 6920lb tob: the said Thompson hath not paid yet still refuseth to pay unto yor petr wch is to his greate dammage and detriment—

Liber B B Wherefore yor petr humbly Craues Ordr of this honble Court for speedy paymt therein wth Cost & dammages and as in duty bound he shall pray &c—

[p. 421] Thomas Mountfort by his Attorney Thomas Sprigg d̄d̄s writt
Decembr 24th agst Willm Price in an accōn of debt uppon accompt to the uallue of 3625lb tobbacco—

uide petn 364 Warrt to Sherriffe of Charles County to arrest &c ret̄ 7th ffeb: next Prouinciall Court

ditto die uide ditto summons fo: 365 Summons then issued in the Lord Proprs name for William Price and Hannah his wife, to appeare att the next Prouinall Court to Answere what shall be agst them Objected on behalfe of his said Lords̄p Concerning the Couering the State house att St Marys, & to abide Judgmt of Court uppon forfeiture of 5000lb tob: in Case they appeare not according to Summons, ret̄: 7th ffebb: next Prouinciall Court, To the Sherriffe of Charles County—

ditto die Edmund Lindsey & Bartholemew Gatherell d̄d̄s writt of Execucōn agst the Estate of James Lee to the uallue of 530lb tob: according to Order

28th Thomas Paine d̄d̄s writt agst Edward Perce in an accōn of tresspasse uppon Detainer to the uallue of Two hundred pounds sterlinge

uide petn 367 Warrt to Sherriffe of St Marys County to arrest &c: ret̄: 7th ffebruary next

ditto die Thomas Paine d̄d̄s summons for Henry Hawkins to testifye in ditto Causo

ditto die Thomas Paine d̄d̄s summons for William Price to testifye in ditto Causo ut supra uppon perrill of forfeiting each 500lb tob: in Case they doe not appeare according summons—

Warrt to sherriffe of St Marys County to warne the said Hawkins.

Warrt to sherriffe of Charles County for ditto Price both ret̄: 7th ffeb: next

William Hollingworth d̄d̄s summons for Walter Hall and Geo: Reynolds to testifye &c in Causo depending inter the sd William Hollingworth & Thomas Wynne, uppon perill of forfeiting 500lb tob: each person in Case they appeare not according to Summons. Warrt to sherriffe of St Marys County to warne &c, ret̄: 7th ffebruary, next Prouinciall Court

[p. 422] Know all men by these prsents that I Jno Nuthall of the Cross mannor in the County of St Marys in Maryland Gentn doe hereby acquitt discharge and release William Hollingworth of New England

Merchant from all bills Bonds accompts or Execucōns whatsoeuer from the beginning of the world to this p^{r}sent day. In wittnes whereof I haue hereunto sett my hand and seale this 29th day of Decemb^{r} 1664 John Nuthall seale Liber B B

Signed sealed & deliuered
In the p^{r}sence of Vs
William Caluert
Nicholas Young

John Norwood d̄d̄s writt ags^{t} Thomas Hammond of Ann Arundell in an accōn uppon his Case Decemb^{r} 29th

Warr^{t} to sherriffe of Ann Arundell to arrest &^{c} ret̄ 7th ffebruary next Prouin^{all} Court in these words following

Theis are in the name of the Rig^{t} Hon^{ble} the Lord Propriet^{r} to will and require yo^{w} to arrest the Body of Thomas Hammond and him in safe Custody keepe untill hee shall giue in sufficient security to appeare by himselfe or Attorney att the next Prouin^{all} Court to be houlden att S^{t} Marys the 7th day of ffebruary next there to answere the suite of John Norwood in an accōn upon his Case for that the said Thomas Hammond one h̄h̄d of tobacco of his the said John Norwoods Seized by the said Norwood for a fine due from him the said Hammond for not appearing att Musters found in his the said Thomas Hammonds Tobacco howse he did unlawfully dispose off and Conuert to his the said Hammonds owne proper use and then and there returne this writt, And for soe doeing this shall be yo^{r} warr^{t} Giuen under my hand this 29th day of December 1664—
To the Sherriffe of Ann Philip Caluert
Arundell County

Idem mutatis mutandis p Samuell Allcock To the Sherriffe of the said County ditto die

Idem mutatis mutandis p William Dauies onely declaring 2 h̄h̄ds when as the other two aboue mencōned saith but one h̄h̄d To the sherriffe of the said County Philip Caluert ditto die

To the hono^{ble} the Gouerno^{r} & Councell [p. 423]

John Norwood of Norwood in the County of Anne Arrundell gent^{n} and late high sherriffe of the said County Complaynes ags^{t} Tho: Hammond in the Custody of the Sherriffe of the said County for that whereas the said John Norwood uppon the 15th day of Nouemb^{r} in the yeare of Our Lord 1662 being High Sherriffe of the said County did by law seize a h̄h̄d of tobacco weighing ffoure hundred & fourty poundes neat in the tobacco howse of the said Thomas Hamond for a fine due from him the said Hamond for not appearing att Musters and soe become poss̄^{d} of the said h̄h̄d of tobacco as of his owne proper Goods marked wth his marke and he being thereof poss̄^{d} the s^{d} John Norwood that h̄h̄^{d} of tobacco afterwards (to witt) Ann Arundell

Liber B B the 17th day of Nouemb^{r} aforesaid out of his handes & poss̄on did loose and let goe leauing it in the tobacco howse of the said Thomas Hamond which said hh̄d of tobacco soe lost afterward to witt the 19th day of Nouemb^{r} aforesaid in the tobacco howse of Thomas Hamond aforesaid to the hands & poss̄on of the aforesaid Thomas Hammond by findeing came, yet the aforesaid Thomas Ham̄ond knowing the hh̄d of tobacco aforesaid to be the proper hh̄d of tobacco of him the said John Norwood and to him the said John Norwood of right to belong & pertayne, plotting and Contriuing him the said John Norwood wholy to defraud & Cheate of the aforesaid hh̄d of tobacco weighing ffoure hundred and fforty pounds neat that hh̄d of tobaccoe to him the said John Norwood allthough afterwards (to witt) the 8th day of Sep^{t} 1663 openly in this hon^{ble} Court and diuers times both before and since hee hath been thereupon required hee hath not deliuered but that hh̄d of tobacco to deliuer to him the said John Norwood hitherto hee hath alltogether Refused, And the hh̄d of tobacco aforesaid afterwards to witt the 22th day of Nouember aforesaid to his the said Thomas Hammonds proper use and benifitt he hath Conuerted and disposed to the dam̄age of him the said John Norwood two thowsand pounds of tobacco and thereupon he bringeth his suite—

Ann Arundell To the hon^{ble} The Gouerno^{r} & Councell

John Norwood of Norwood in the County of Ann Arundell Gent^{n} and late high sherriffe of the said County Complaines against Samuell Alcock in the Custody of the sherriffe of the said County for that whereas the said John Norwood upon the 15th day of Nouemb^{r} in the yeare of Our Lord 1662 being High Sherriffe of the s^{d} County did by law seize a Certaine hh̄d of tobacco weighing three hundred and sixty pounds neat in the tobacco howse of the said Samuell Alcock for a fine due from him the said Samuell Allcock for not appearing att Musters and soe became poss̄ed of the said hh̄d of tobacco as of his owne proper Goods marked wth his mark And he [p. 424] being thereof poss̄^{d} he the said John Norwood that hh̄d of tobacco afterwards (to witt) the 20th of Nouember aforesaid did loose and let goe leauing itt in the tobacco howse of the said Samuell Allcock which said hh̄d of tob: soe lost afterwards to witt the 23d day of Nouemb^{r} aforesaid in the tobacco howse of Samuell Allcock aforesaid to the handes and poss̄on of the aforesaid Samuell Allcock by findeing came, yet the aforesaid Samuell Allcocke knowing the hh̄d of tobacco aforesaid to be the proper hh̄^{d} of tobacco of him the said John Norwood, and to him the said John Norwood of right to belong and pertayne plotting and Contriuing him the said John Norwood wholy to defraud and Cheate of the aforesaid hh̄^{d} of tobacco weighinge three hundred and sixty pounds neat that hh̄d of tobb: to him the said John Norwood although afterwards to witt the 8th

Liber B B

day of Septemb^r 1663 openly in this hono^{ble} Court and diuers times both before and since hee hath been thereupon required he hath not deliuered but that h̄h̄^{d} of tobacco to deliuer to him the said John Norwood hitherto he hath altogether refused and the h̄h̄^{d} of tobacco aforesaid afterwards to witt the 26th Nouember aforesaid to his the said Samuell Allcocks proper use and benifitt he hath Conuerted and disposed to the dam̄age of him the said John Norwood two thowsand poundes of tobacco and thereupon he bringeth his suite

Ann Arundell

To the hono^{ble} Gouerno^r & Councell

John Norwood of Norwood in the County of Anne Arrundell gen^t and late high sherriffe of the said County Complaines against William Dauies in the Custody of sherriffe of the said County for that whereas the said John Norwood upon the 15th day of Nouemb^r in the yeare of Our Lord 1662 being High Sherriffe of th^e said County did by law seize two h̄h̄^{d} of tobacco weighing six hundred and fifty pounds neat in the tobacco howse of the said William Dauies for a fine due from him the said Dauies for not appearing att Musters and soe became pos̄s^d of the said two h̄h̄^{d} of tobacco as of his owne proper goods marked wth his marke and he being thereof pos̄s^d he the said John Norwood these 2 h̄h̄^{ds} of tobacco afterwards to witt the 22th day of Nouember aforesaid did loose and let goe leauing them in the tobacco howse of the said Will^m Dauies which said 2 h̄h̄^{ds} of tobacco soe lost afterwards to witt the 25th day of Nouember aforesaid In the tobacco howse of William Dauies aforesaid to the handes & pos̄son [p. 425] of the aforesaid William Dauies by findeing came, yett the aforesaid Will^m Dauies knowing the 2 h̄h̄d̄s of tobacco afores^d to be the 2 proper h̄h̄^{ds} of tobacco of him the said John Norwood of right to belong and pertayne plotting and Contriueing him the said John Norwood wholy to defraud and Cheate of the aforesaid 2 h̄h̄d̄s of tobacco weighing six hundred & fifty pounds neate, those 2 h̄h̄d̄s of tobacco to him the said Jn^o Norwood although afterwards to witt the 8th day of Septemb^r 1663 openly in this hono^{ble} Court and diuers times both before & since hee hath been thereupon required he hath not deliuered but the 2 h̄h̄d̄s of tobacco, to deliuer to him the said Jn^o Norwood hitherto he hath alltogether refused and the 2 h̄h̄d̄s of tobacco aforesaid afterwards to witt the 28th of Nouemb^r afores^d to his the said William Dauies proper use and benifitt hee hath Conuerted and disposed to the dam̄age of him the s^d John Norwood, three thowsand pounds of tobacco, And thereupon he bringeth his suite—

January 7th

This Indenture made the three & twentyth day of Iuly in the yeare of Our Lord God One thowsand six hundred sixty & foure and in the sixteenth yeare of the Reigne of Our Soueraigne Lord King Charles the second by the Grace of God of England Scottland ffrance and Ireland defender of the faith &^{c} Betweene Henry Sewall Esq secre-

Liber B B tary of the prouince of Maryland and Dame Jane his wife on the one part, And Samuell Groome of Ratcliffe in the County of Midd̄s marriner on the other part, Wittnesseth that the said Henry Sewall for and in Considerac̄on of the Sum̄e of One hundred and twenty pounds of lawfull money of England to them In hand paid by the said Samuell Groome the receipt whereof the said Henry Sewall and Jane his wife doe and either of them doth hereby acknowledge and themselues to be therewth sattisfyed, and thereof and of euery part thereof doe & either of them doth Clearely acquitt and discharge the said Samuell Groome his heires Executo^{rs} and Assignes by these p^{r}sents, and for diuers other good and ualuable Causes and Considerac̄ons them the said Henry Sewall and Jane his wife thereunto moueing haue giuen granted bargained sold enfeoffed remised released gratifyed and Confirmed and by these p^{r}sents doe and either of them doth grant bargaine sell enfeoffe remise release gratifye and Confirme unto the said Samuell Groome his heires and Assignes all [p. 426] that Manno^{r} and tract of land Comonly Called And knowne by the name of the Manno^{r} of Greate Eltonhead Containing by Estimac̄on ffiue thowsand acres of land or thereabouts be it more or lesse, according to the first suruey thereof, taken & Registred being the first of those three surueys thereof taken scituate lying and being on the North side of Petuxent riuer & lately granted unto him the said Henry Sewall by pattent from and under the Rig^{t} Hon^{ble} Cecilius Absolute Lord and Propriet^{r} of the prouinces of Maryland and Aualon Lord Baron of Baltemore &^{c} Together alsoe wth all and singuler howses Edifices buildings Barnes Stables Out howses Pastures Leasowes Woods underwoods Easements Waters Priuiledges Emoluments proffitts Comodityes heriditaments and Appurtenances whatsoeuer to the said Manno^{r} and Tract of land belonging or in any wise appertaining or therewith or with any parte thereof demised used occupied taken reputed or knowne as part parcell or member thereof, And all the Estate right title interest inheritance Claime and demand w^{t}soeuer w^{ch} they the said Henry Sewall and Jane his wife or any other person or persons to his her or theire use Cann shall or may haue or Claime of in and to the aforesaid Manno^{r} Tract of land and premisses and euery or any parte thereof and the reuersion and reuersions remaind^{r} and remainders Rents issues and proffitts of the said Manno^{r} lands and P^{r}misses except and allwayes reserued out of this p^{r}sent Grant and Conueyance all Royall mynes quitt rents seruices due unto the Rig^{t} Hon^{ble} Lord Baltemore and his heires for or in respect of his his or theire seigniory or seignorys and also except and allwayes reserued out of this p^{r}sent Grant and Conueyance all that tenement with ffiue and twenty acres of land little more or lesse wth the appurtenances now or late in the Occupac̄on or possession of William Hambleton Jr his Assignes to haue and to hould the aforesaid Manno^{r} & tract of land Consisting of ffiue thowsand acres of land or thereabouts according to the first suruey as afores^{d}

and the howses teñem^ts^ pastures woods priuiledges Comodities and all and singuler other the p^r^misses w^th^ the appurtenances aboue mentioned To be hereby Granted and Conueyed (except before excepted) unto the s^d^ Samuell Groome his heires and Assignes for euer to the onely proper use and behoofe of the said Sam̄: Groome his heires and Assignes for euer, And the said Henry Sewall and his heires the aforesaid Manno^r^ tract of land Howses and all and singuler other the p^r^misses (except before excepted) unto the said Samuell Groome and his heires ags^t^ the said Henry Sewall and the said Dame Jane his wife and the said Rig^t^ Hon^ble^ Cecilius Lord Baltemore and euery of them theire and euery of theire heires and ags^t^ all and euery other p^r^son and persons Claiming or deriuing any estate or Interest of or in the s^d^ Manno^r^ Tract of land and p^r^misses euery or any part thereof, from by or under them euery or any of them doth and shall and will att all times hereafter warrant and for euer defend by these p^r^sents and the said Henry Sewall for himselfe and the said Dame Jane his wife his her and theire heires executors and Administrators doth Couenant Grant and agree to and w^th^ the s^d^ Samuell Groome his heires Executors and Assignes by these p^r^sents that the said Samuell Groome his heires & Assignes shall or lawfully may from time to time and at all times hereafter peaceably and quietly haue hold occupy possess and enjoy the aforesaid Manno^r^ and tract of land (Consisting of ffiue thowsand acres of land or thereabouts according to the first suruey thereof as afores^d^) Howses Tenements and all & singuler other the premisses w^th^ the appurtenances w^th^out any the lawfull lett suite trouble euixōn ejection interruption denyall Claime or demand whatsoeuer of or by the s^d^ Henry Sewall and Dame Jane his wife or the said Cecilius Lord Baltemore or any of them theire or any of theire heires Executors or Assignes or any other person or persons Claiming by from or und^r^ them euery or any of them freed or discharged or by the said Henry Sewall and Dame Jane his wife theire heires Executors & Administrators well and sufficiently saued and kepte Harmlesse and indempnifyed of for and from all and all manner of former and other Bargaines Sales Guifts Grants Surrenders titles troubles Charges and incumbrances whatsoeuer had made Committed done or suffered or to be had made Committed done or suffered of or by the said Henry Sewall and Dame Jane his wife or either of them theire or either of theire heires Execut^rs^ Administ^rs^ or Assignes or by the s^d^ Cecilius Lord Baltemore or by any other person or persons whatsoeuer Claiming or deriuing any Estate or Interest of in and to the said Manno^r^ tract of land howses and p^r^misses euery or any part thereof by from or under him her them euery or any of them (except before excepted) and the said Henry Sewall for himselfe and the said Jane his wife his her and theire heires Executors Administ^rs^ and Assignes and for euery of them doth Couenant Grant & agree to and w^th^ the said Samuell Groome his heires and Assignes by these p^r^sents that the said Henry

Liber B B

[p. 427]

[p. 428]

Liber B B Sewall and Dame Jane his wife or either of them theire or either of theire heires Executors Administrat^{rs} or Assignes shall and will uppon reasonable request in that behalfe to be made and at the Cost and Charges in the law of the said Samuell Groome his heires and Assignes make doe execute and performe or Cause And procure to be made done executed & p^{r}formed unto the said Samuell Groome his heires and Assignes all and euery such further and other lawfull and reasonable Act and Acts thinge and thinges deuice and deuices Conueyances & assurances in the Law whatsoeuer for the more perfect and better Granting Conueying and assureing the said Manno^{r} & tract of land Consisting of ffiue thowsand acres according to the Suruey thereof as aforesaid howses and p^{r}misses and euery part and parcell thereof unto the said Samuell Groome his heires and Assignes as by him or them or his or theire Councell learned in the law shall bee reasonably deuised or aduised and required and it is Couenanted Granted Concluded and agreed by & betweene the said partyes to these p^{r}sents for themselues theire heires Executors and Assignes that all Grants Conueyances fines & other assurances of the said Manno^{r} tract of land and p^{r}misses heretofore had made leauyed and Conueyed and hereafter to be had made leauyed and Conueyed of the s^{d} Manno^{r} tract of land and p^{r}misses or any part thereof by and [p. 429] betweene the said Partyes to these p^{r}sents or any of them or by or betweene them or any of them and any other person and persons whatsoeuer shall bee and enure and shall bee adjudged deemed Contrued and taken to be and inure to and for the onely proper use and behoofe of the said Sam̄: Groome his heires and Assignes and to and for noe other use intent or purpose whatsoeuer. In wittnes whereof the partyes aforesaid to these Indentures haue interchangeably sett theire handes and seales dated the day and yeares first aboue written—

Henry Sewall Seal
Jane Sewall Seal

Endorsed on the back side of the foregoeing Indenture thus—
Sealed & deliuered by the wthin named Henry Sewall in the
P^{r}sence of Matth Paine
Richard Angell
Edward Phelps
Thomas Tomlins
W^{m} Bowers scr^{r}
Tho: Woodward } his seru^{ts}
Edw: Allen }

January the 5th 1664
Sealed & deliuered by the wthin named Jane Sewall in the p^{r}sence of
Daniel Jenifer
$27\frac{3}{m}64$
Daniel Goodman
the marke of
Benjamin X Bleakey
Fran: Townneley

The aforesaid Conueyance by all partyes was agreed it should be entred on Record this Seauenth day of Ianuary 1664
p̄ mee Daniel Jenifer Cl̄ke
$27\frac{3}{m}64$

Wee whose names are here underwritten being summoned to the Liber B B
house of Thomas Courtney theire to ueiw the Corps of [*blank*] late Seruant to John Grammer of Petuxent and make enquiry into the Cause of the death of the said [*blank*] Doe testifye uppon theire Oathes—

That hauing ueiwed the Corps doe finde noe impression of any stripes uppon his Body: But doe unanimously concurr in Our Judgements that want of good dyett and lodging has been the Cheife furtherance and Cause of his death, this is our Verdict to the best of Our Iudgm^ts^ skill and knowledge in this bussinesse

The marke of
Daniell **D C** Clocker
Nathaniel Stiles
Will^m^ Hatton
William Smyth
Will^m^ Hempsted
the marke of
Thomas **TD** Darling

Hugh Sherwood
the marke of
Thomas **B** Browne
the marke of
Thomas **T C** Campire
the marke of
Robert **R M** Mackling
the marke of
Siluanus **Ͻ** Gilpin
the marke of
Dauid **DI** Jones

then summons issued to the sherriffe of Ann Arundell County to [p. 430]
Cause the persons of Thomas Whyniard and Edward Ladd to be January 9th
brought downe to the next Prouin^all^ Court held att S^t^ Marys 7th ffebruary next there to answere what shall be laid to theire Charge as they stand indited since the last Prouin^all^ Court Concerning the death of Jeffery Haggman &^c^—

Summons issued to the s^d^ sherriffe to warne John Holmewood and ditto die
Edward Skidmore to make theire p^r^sonall appearances att Our next Prouin^all^ Court on the 7th of February next to answere what shall be Objected ags^t^ them on behalfe of the Lord Prop^r^ for that the Grand Iury of Inquest at the last Prouin^all^ Court them the said John Holmewood and Edward Skidmore, Present for burying theire seruants who was drowned w^th^out any Iury of Inquest first ueiwing theire Corps—

summons issued to the sherriffe of Caluert County to warne ditto die
Francis Armstrong to make his p^r^sonall appearance att the next Prouin^all^ Court held the 7th day of ffebruary next to answere w^t^ shall bee alleadg'd ags^t^ him on behalfe of the L^d^ Prop^r^ in breaking his s^d^ Lōps peace by assaulting (w^th^ his the said Armstrongs dogg) Rob^t^ Stapleford &^c^.

Summons issued for Jone Nicuulgutt to make her p^r^sonall appear- ditto die
ance att the next Prouinciall Co^rt^ held the 7th day of ffebruary next

Liber B B to answere the suite of John Halfhead &^{c} further likewise to warne John Boage and Andrew Robinson to testifye &^{c} in ditto Causo uppon perrill of forfeiting 500^{lb} tob: each person if they appeare not according to summons—

11th George Gooddrick demands writt of Execuc̄on ags^{t} the Estate of Edward Prescott to the uallue of 6200^{lb} tob: according to an Ord^{r} of Court past in Decemb^{r} last, directed to the sherriffe of Charles County wth these Judiciall Charge—

demands wthe preamble & attachm^{t}	58	233^{lb} tob:
entring the returne of the sherriffe	16	
entring the first pet^{n} wth th^{e} Ord^{r}	32	
Coppy of the proceedings the first Co^{rt}	32	
entring the last pet^{n} wth order	32	
Coppy of the last Court proceedings wth the execuc̄on	63	

[p. 431] January 14th Thomas Gerrard Esqꝫ d̄d̄s writt of Execuc̄on ags^{t} the Body of Richard Miccall according to an Ord^{r} of Court in folio 187 for Charge and Cost of suite being 212 to the Cl̄ke of County Court 930 to himselfe, and Iudiciall Charges att the Prouin^{all} Court being 387^{lb} in all 1529^{lb} tob:—

Writt of Execuc̄on issued to the sherriffe of S^{t} Marys County &^{c}.

15th Rob^{t} Williams d̄d̄s writt ags^{t} John Dunch in an accōn uppon his Case to the uallue of two hundred poundes sterlinge

Warr^{t} to sherriffe of Caluert County to arrest &^{c}. Ret̄: 7th ffeb: next Prouinciall Court—

To the honno^{ble} the Gouerno^{r} & Councell In Prouin^{all} Court Assembled—

The humble pet^{n} of Rob^{t} Williams Sheweth

That yo^{r} pet^{r} hath had Six Seruants One Chest wth two Barrills shipped on board the Baltemore John Dunch Com̄and^{r} which Seruants and Goodes were shipped in England by M^{r} Rob^{t} Townesend & Consigned to yo^{r} pet^{r} and the passages for the Seruants and the freight for the Goodes there paid, Wherefore yo^{r} pet^{r} humbly Craues Order of this hono^{ble} Court for the said Goodes and Seruants amounting unto two hundred poundes Sterling wth damages & Cost of suite And yo^{r} pet^{r} shall pray &^{c}—

Forasmuch as Henry Scarburgh hauing preferr'd a pet^{n} to the Rig^{t} Hono^{ble} the Lord Proprietary of this prouince wherein amongst other thinges doth alleadge that John Bateman late of this prouince dyed indebted to the said Scarburgh in greate sum̄es of money he the said John Bateman hauing left a Considerable Estate to sattisfye wthall but as he pretends Mary Bateman Relict and Executrix of the

said John Bateman hauing procur'd the Estate to be underuallued Liber B B
thereby to defraud the Creditors in which he the said Scarburgh Conceiues he may be a greate sufferer as well as many other persons, Did petition that persons on the behalfe of Mary Bateman relict of John Bateman and him the said Scarburgh should be appointed and impowred for the reappraysing the Estate, aforesaid, he the said Scarburgh referring them on his part to his lordšp

And his Lordšp takeing into Considerac̄on him the said Scarburghs petition has Ordered that 2 or more persons be appointed on Scarburgh behalfe to Joyne wth such as the said Mary Bateman should appointe for the apprasing the Estate to the full uallue in pursuance to that Order–Therefore—

I doe hereby impower yo^{w} Thomas Trueman Richard Smyth & Will^{m} Groome or any two of yo^{w} that uppon notice giuen to those that the said Mary Bateman shall appointe on her behalfe to apprayse the Estate of John Bateman late of Caluert County dec^{d} hauing first taken yo^{r} Oathes before Major Thomas Brookes or M^{r} Tho: Sprigg and Certifye the true uallue of the same appraysm^{t} und^{r} yo^{r} handes, and for soe Doeing this shall bee yo^{r} Warrant Giuen und^{r} my hand [p. 432]
by Order from the Leiutenn^{t} Generall this 28th day of December 1664— Henry Sewall Sec̄—

Whereas Margarite Perry Recouered the sum̄e of two thowsand pounds sterling ags^{t} the executrix of John Bateman deceased as by an Order of the Last Prouin^{all} Court begunn the 20th December 1664, and execuc̄on immediately awarded more att large appeareth and whereas uppon petic̄on of Henry Scarburgh One of th^{e} Credito^{rs} of the said John Bateman to the Rig^{t} Hono^{ble} the Lord Propriet^{r} in England his said lordšp did Order his Leiutenn^{t} and Cheife Gouerno^{r} here to take Care that the Estate of the said John Bateman deceased should bee duely appraysed In pursuance of which Order the Hono^{ble} the Leiutenn^{t} and Cheife Gouerno^{r} together wth the Secretary Cheife officer for probats of wills & grantinge Adminisc̄ons did appointe Thomas Truman William Groome and Richard Smyth or any two of them to be Apprayers of the said Estate leauing liberty to the said Executrix to Choose two more and whereas she the said Executrix is well Contented and sattisfyed that the said Thomas Truman William Groome and Richard Smyth should be the Apprayers for either party of the said Estate, I doe therefore hereby Order the said Apprayers to make theire repaire to Thomas Sprigge or Major Thomas Brookes who was formerly impowred and doe hereby require them to sweare the said Apprayers to make a true Appraysm^{t} of the said Estate, And after Oath soe by them the said Apprayers taken the said Estate well and truely to appraye according to the best of theire Skill and Cunning, And forasmuch as Iohn Gittinges who prosecuted for the said Margarite Perry is soe dangerously

Liber B B sicke that he cannot be att the making the said appraysmt I doe hereby Order the said Executrix to giue notice to Thomas Nottley Merchant & Thomas Mannyng Gentn the other Attorneys in the letter of Attorney from Margarite Perry named or to either of them that if they will they may be prsent att the time of the said appraysmt there to receiue the said Estate to the uses in the letter of Attorney recited, Giuen undr my hand this 14th day of January 1664—

Philip Caluert

January 19th Mary Bateman the Executrix of John Bateman decd d̄d̄s writt of Execuc̄on agst the Estate of Richard Smyth the Attorney of Walter Dunch the Assignee of John Harrice to the uallue of seauen hundred and twenty pounds of tobaccoe according to an Order of Court held the 6th October 1664— Philip Caluert

Warrt to sherriffe of Caluert County to execute &c—

[p. 433] ditto die Mary Bateman the Executrix of John Bateman decd demds writt of Execuc̄on agst the Estate of Symond Carpenter for seauen hundred pounds of tobacco according to an Ordr past the 5th July 1664

Philip Caluert

Warrt to sherriffe of Talbott County to execute &c

ditto die The said Bateman demds another writt of Execuc̄on agst the Estate of the said Carpenter for fiue hundred and tenn pounds of tobb: according to an Order past the 22th December 1664—

Philip Caluert

Warrt to sherriffe of Talbott County to execute &c—

ditto die Summons then issued to the sherriffe of Charles County to warne Thomas Stone Walter Cooper John Swayne George Harrice George Thompson Nicholas Emerson Jeremiah Dickeson Jno Lumbrozo Rachell Allcox Mrs Harrice the two seruant boyes to George Bradshawe the man that liues att Thomas Simpsons Roger Dickerson and Mrs Emerson, to make theeire prsonall appearance att the next Prouinall Court to be held the 7th ffeb: next to testifye &c in a Cause depending betweene the Ld Proprietr and George Bradshaw and John Browne uppon perill of forfeiting 500lb tob: each prson in Case they appeare not according to summons— Philip Caluert

These are to giue notice that Wm Gater is intended God willing to goe for England this shipping if he doth owe any thinge to any let them come to Mr Walter Pakes and hee will honestly sattisfye them Nouembr first 1664— William Gater—

This note was published att a Court
att Newtowne the first twesday
in Nouember 1664 Walter Hall

Whereupon passe was granted the said Gater to depart the prouince dated 19th January 1664 Liber B B

On the backside of a Pattent for 600 acres granted to John Horne as on Record Entred in lib: 1659 fo: A: 151 was these Assignm^{ts} written and acknowledged Before his Lords̄p in England which are as followeth (uizt)—

Bee it knowne unto all men by these p^{r}sents that I the within named John Horne and Elizabeth my wife for and in Considerac̄on of the sum̄ of threescore pounds of lawfull money of England to us in hand paid att and before the 'nsealing and deliuery hereof well and truely paid by Walter Dunch of London marriner the Receipt whereof wee doe hereby acknowledge and our selues to be therewth fully sattisfyed and paid haue Granted aliened Bargained sold assigned and sett ouer unto the said Walter the wthin written deed and the land and premisses within Granted and allsoe the Estate Right title and Interest benifitt proffitt property Claime and demand whatsoeuer which [p. 434] wee the said John Horne and Elizabeth my wife haue may might should or ought to haue if in or to the said land and other the p^{r}misses or of in and to the said land or any p^{te} or parcell thereof by force uertue or meanes of the wthin written deed or otherwise howsoeuer, To haue hold & enjoy the same land and all and singuler other the p^{r}misses in and by these p^{r}sents ment or intended to be granted aliened bargained sold assigned and sett ouer & euery part and parcell thereof wth theire and euery of theire appurtenances unto the said Walter Dunch and his heires from henceforth for euer in as large and ample manner to all intents purposes as wee the said John Horne and Elizabeth my wife o^{r} heires or Assignes may or ought to haue hold and enjoy the same by force and uertue of the within written deed or by any other wayes or meanes w^{t}soeuer In wittnes whereof I the said John Horne and Elizabeth my wife haue hereunto sett our handes and seales the 13th day of June ann^{o} 1664 and in the 16th yeare of Our Soueraigne Lord King Charles the second by the Grace of God ouer England &^{c}.

Signed sealed & deliuered John Horne Seale
In the p^{r}sence of Vs Elizabeth Horne Seale
Richard Wells Sen^{r}
James Connaway
Edw^{d} Bishop
Michaell Bebbott
Thomas Ashby seru^{t} to
Hen: Redmayne secr̄

On the backside of the aforesaid pattent was allsoe this assignment acknowledged before the Rig^{t} Hono^{ble} the Lord Baltemore in England (uizt)

I doe hereby Certifye to my Let^{n} and other Officers in Maryland and all others whome it may Concerne that the abouemenc̄oned Eliza-

Liber B B beth Horne did to me acknowledge that she did freely and willingly Concurre and Consent to the Conueyances made by her husband John Horne and her selfe of the land aboue mencõned to Walter Dunch and his heires for euer, the thireteenth day of June anno One thowsand Six hundred Sixty and ffowre— Baltemore

[p. 435] January 21th Thomas Paine d̃d̃s writt agst Edward Perce in an accõn uppon the Case to the uallue of 500lb sterling dated ut Supra

Warrt to sherriffe of St Marys County to arrest &c. Ret̃: 7th ffebb: next Prouinciall Court.

Thomas Paine demds writt of summons for Nicholas Young to testifye &c in Causo ut supra ret̃: next prouinall Court

Thomas Paine is plaintiffe
Edward Perce Commandr of the shipe Goulden Fortune is defendt } In an accõn uppon the Case

Humbly Sheweth that whereas the pl̃t: being passenger in the aforesaid shipe this prsent yeare from England whereof the deft was and now is Commandr and the pl̃t: hauing in England fraighted & Loaden seuerall goods and merchandize aboard the said shipe bound for this prouince and here to be deliuered and discharged according to the use and rules of the sea in such Cases prouided, yet neuertheless the deft contrary to his duty and trust in such Cases required hath and still doth retaine detaine and wthhould the pl̃t: out of and from a Certaine Chest of lynning and other merchandize part of the aforesaid ffraightmt marked **H H** which by the pl̃t: was in Engld aforesaid on board the said shipe by him Laden and here in this prouince unto him ought to bee deliuered by the Deft Wherefore the pl̃t saith in fact hee is dampnifyed to the uallue of ffiue hundred pounds sterling and therefore brings this his accõn, and humbly prayeth Iudgmt of this Honnoble Court agst the deft for the deliuery of the aforesaid Chest wth all the merchandize therein Contained according to the Custome of the Sea unto the pl̃t: together wth his dam̃age and Cost of suite, And he as in Duty bound shall euer pray &c—

Andrew Skinner d̃d̃s writt agst Richard Collett the Administratr of Francis Riggs in an accõn of debt to the uallue of Two thowsand pounds of tobacco wth Caske dated 21th January 1664

Warrt to sherriffe of Caluert County to arrest &c. Ret̃. 7th ffebruary next Prouinall Court

Andrew Skinner d̃d̃s writt of summons for Thomas Elwes and Sampson Waring to testifye in Causo ut Supra the next Prouinall Court 7th ffebb: uppon perill of forfeiting 500lb tob: each person to the Lord Proprietary in Case they appeare not according to summons—

Warrt to the sherriffe of Caluert County to warne &c

To the honoble Gouernor & Councell In Prouinciall Cort assembled Liber B B [p. 436]

The humble petn of Andw Skinner Sheweth

That Francis Riggs late of Caluert County deceased did uppon the 10th day of March 1663 Obleige himselfe his heires Executors & Administrs to pay yor petr his heires Executors and Assignes the sum̄e of two thowsand pounds of good sound merchantable tobacco wth Caske att or before the 10th day of Octobr 1664 as by the said Riggs his specialty may more att large appeare, which said sum̄e of two thowsand poundes of tobacco is from the said Riggs to yor petr due in sattisfac̄con of a quantity of land sold by yor petr to the sd Riggs

Now soe it is paymt being demanded of Richard Collett the Administr of the said Riggs for the said Sum̄e of two thowsand pounds of tobaccoe as aforesaid hee utterly Refuseth to pay to the greate dam̄age and detriment of yor petr—

Wherefore hee humbly Craues Order of this Honoble Court agst the said Richard Collett for the said Two Thowsand poundes of tobaccoe wth Caske, or a Re-possession of the said lānd to yor petr being his proper Reall Estate and neuer any sattisfac̄con made for the said land to yor petr wth dam̄ages and Cost of suite–And (as in Duty bound) he shall pray &c

Francis Riggs d̄ds writt agst—

Andrew Skinner demds writt agst Richard Collett the Administratr of Francis Riggs in an accōn uppon his Case for dam̄ages for non-performance of the said Riggs his Couenant to the said Andrew Skinner to the uallue of three thowsand pounds of tobaccoe dated 21th January

Warrt to sherriffe of Caluert County to arrest &c, Ret̄: 7th ffebb: next Prouinall Court—

Andrew Skinner demds Writt of summons for John Edmondson and James Shacklady to testifye in Causo ut supra, uppon perill of forfeiting 500lb tob: each person to the Lord Proprietary in Case they appeare not according to summons—

Warrt to sherriffe of Caluert County to warne &c, Ret̄: 7th ffebb: next Prouinciall Court

Andrew Skinner pl̄t
Richard Collett the Administr of
Francis Riggs decd deft

The pl̄t declares agst the defendt in an accōn uppon his Case for dam̄ages for non-performance of the said Riggs his Couenant to the pl̄t—

Humbly Sheweth That whereas the pl̄t did to the said Riggs passe ouer a quantity of land in Consideracōn that the said Riggs should for the pl̄t receiue all such debts bills and accompts as then was or should bee due to the pl̄t in the County of Caluert and uppon Refusall of paymt from the prsons them soe oweing of any such debts [p. 437]

Liber B B bills or accompts, hee the said Riggs then to sue for & recouer by due Course of law any such debts bills and accompts as aforesaid for the use and behoofe of the pl̃t as by Obligac̄on und^{r} the hand and seale of the said Riggs bearinge date the 28th of March 1664 more att large appeareth, Wherein hee the said Riggs doth further Obleige and binde his heires and Assignes that in Case of Mortallity before the said Riggs his p^{r}formance of the p^{r}misses aboue menc̄oned that then the pl̃t shoulde receiue out of that Estate left by the said Riggs the sum̄e of three thowsand poundes of tobacco and Caske—

Now soe it is the said Riggs being deceased, wthout performing his said Obligac̄on, And Richard Collett Administrat^{r} to the said Riggs possitiuely refuseth to make sattisfacc̄on to the pl̃t the said three thowsand poundes of tobaccoe whereuppon hee bringeth his suite—

And humbly prayeth Order of this Honno^{ble} Court ags^{t} the said Collett for the said Three thowsand pounds of tobacco or a Repossession of the said land to the pl̃t being his proper reall Estate and neuer any sattisfacc̄on in the least for the same made to the pl̃t wth dam̄ages & Cost of suite–And (as in duty bound) hee shall pray &^{c}—

Cecilius &^{c} To the Sherriffe of S^{t} Marys County Greeting &^{c} Whereas in the Record and processe and alsoe in the rendringe Judgm^{t} of the plaint which was in Our Prouinciall Court held the 5th of Aprill 1664 between Thomas Wynne of Snow hill in S^{t} Marys County and William Hollingworth late of Salem in New England as well of a Certaine debt of 2500℔ tob: which the same Thomas Wynne in our same Court recouered ags^{t} William Hollingworth as of 927℔ tob: which to the same Thomas Wynne in our same Court were adjudged for Costs of suite and whereupon Our same Court before Our Gouerno^{r} and Councell it was lately considered of, that the said Thomas Wynne should haue his Execucon against the said William Hollingworth of the debt & Cost of suite aforesaid by the default of him the said William Hollingworth manifest error hapned to the greiuous dam̄age of him the said William Hollingworth as by [p. 438] the inspection of the Record & processe thereupon which before us lately for cause of error in the same to be Corrected we haue Caused to Come manifestly appeareth and whereas yo^{w} by Our writt we haue lately Comanded that yo^{w} should Leauy as well the said 2500℔ tob: as the said 927℔ tob: for Costs of suite uppon any the goods debts or Chattles of the said William Hollingworth Now on the behalfe of the said William Hollingworth we haue accepted, that allthough the same William Hollingworth did prosecute Our Writt for the error in the record aforesaid to be corrected and that the plea uppon the said writt of error remaineth undetermined, yet yo^{w} after the allowing the said writt of error the Goods debts or Chattles of the said William Hollingworth in Execuc̄on haue taken as we are informed Wee being willing in this behalfe to doe that which is Iust and being unwilling to Injure the said William Hollingworth in the Liber B B prmisses, To yow and yor Deputys wee Com̃and that from Leauying the goods debts or Chattles of the said William Hollingworth or any of them by Occasione of the prmisses or by Occasion of the Judgmt aforesaid untill the plea uppon Our said writt of Error before Vs be determined yow alltogether supersede and if any the Goods or Chattles by Occasione of the prmisses and no other yow haue caused to be made or Leauyed after the record of the said writt of error then all those goodes and Chattles to the said Willm Hollingworth wthout delay yow cause to be deliuered. Wittnes Our deare Brother Philip Caluert Esꝗ Our Chancellor and Deputy Leiutennt of Our Prouince of Maryland this 24th day of January in the yeare of Our Lord 1664— Philip Caluert

Know all men by these prsents that I Thomas Paine of St Marys County in the Prouince of Maryland Gentn Doe acknowledge and Confess my selfe to owe and stand endebted unto Edward Perce of London Marriner and Commander of the Shipe Goulden ffortune now rideing att Anchor in the Riuer of St Georges in the County & Prouince aforesaid, In the full and Just sum̃e of One hundred pounds of good and lawfull money of England to be paid to him the said Edward Perce his heires Executors Administrators or Assignes or to his or any of theire Lawfull Attorneys, To the which paymt well & truely to be made I the said Thomas Paine doe binde me my heires Executors and Administrs firmely by these prsents signed wth my hand & sealed wth my seale this twenty thirde day of January In the yeare of Our Lord God One Thowsand six hundred sixty and ffowre—

The Condic̃on of this prsent obligac̃on is such that if the aboue bounden Thomas Paine Doe well & truely saue protect defend secure and sufficiently keepe and beare harmless the abouesaid Edward Perce from any debt or debts sum̃e or sum̃es of money that is or shall bee due from him the said Thomas Paine unto Mr William Seeres of London Merchant As allsoe, from in and to all manner of accõns, or [p. 439] cause of accõns arrests suites quarrells troubles molestac̃ons incumbrance or incumbrances whatsoeuer that shall be by the sd William Seeres acted Committed Commenced or prosecuted by or recouered agst the sd Edward Perce or by any prson or prsons by undr from wth or through the meanes helpe assistance or procuremt of the said William Seeres against the said Edward Perce or any prson or prsons belonging to or impowred by the said Edward Perce in answere to or any the prmisses aforesaid, as allsoe that if the said Thomas Paine doe defend secure saue & keepe harmless as aforesaid the said Edward Perce or any prson soe impowred as aforesaid from all Charge or Charges, disbursmts or expences that shall accrue by or growe due uppon any the suites, accõns quarrills troubles or molestac̃ons as aboue is exprest Then this prsent Obligac̃on to be uoid and

Liber B B of none Effect, otherwise to stand remaine and Continue in full power force and uertue—

Tho: Paine Seale

Before the signing sealeing or deliuery hereof was enter lined the word (shall)

Signed Sealed & deliuered
In the prsence of Vs
John Nuthall
Daniel Jenifer
Willm Harper

The foregoeing Obligac̄on was att the instance of both Edward Perce and Thomas Paine deliuered mee wth request to haue it entred on record, which accordingly was prformed on the 28th January 1664 p̄ mee
Daniel Jenifer Cl̄ke

$27\frac{3}{m}64$

January 27 Richard Collett d̄d̄s writt agst Richard Ackworth in an accōn of Debt to the uallue of twenty nine pounds and a halfe of beauor

Warrt to sherriffe of Caluert County to arrest &c Ret̄ 7th ffebruary next Prouinall Court.

To the Honnoble the Gouernor & Councell In Prouinall Court assembled

Richard Collett pl̄t
Rich: Ackworth deft } the pl̄t sues the defendt in an accōn of debt

Humbly Sheweth that att a Prouinall Court held the 9th day of ffebruary 1663, Ordr past agst the pl̄t: for the sd Ackworths not appearing to answere the suite of John Nuthall in an accōn of debt to the uallue of twenty nine pounds and a halfe of Beauor that now the pl̄t hauing heard of the sd Ackworth desires writt to arrest the said Ackworth, and that this Honnoble Court will be pleased to Order the pl̄t: satisfac̄c̄on for his loss and dam̄ages susteyned by the aforesaid Ackworth And (as in duty bound) hee shall euer pray &c

[p. 440] January 28th Christopher Dobson d̄d̄s writt agst Abraham Wattson in an accōn of debt to the uallue of ffowre hundred & fifty poundes of tobaccoe

Warrt to sherriffe of Caluert County to arrest &c Ret̄: 7th Febbr̄ next Prouinall Court

The said Dobson d̄d̄s summons for John Niccolls and Mary Clocker Junr to testifye &c in Causo ut supra att the said Prouinall Court uppon perill of forfeitinge 500lb each person in Case they appeare not &c—

To the Honnoble Gouernor & Councell In Prouinall Cort assembled

The humble petn of Christopher Dobson Sheweth

That Abraham Wattson did assume uppon himselfe the 14th day of March 1663 to pay yor petr the sum̄e of ffowre hundred and fifty poundes of tobacco and Caske as by his Obligac̄on more att large appeares, Now the said Abram Wattson delayes paymt to the prejudice of yor petitionr wherefore he humbly Craues Order of this Honnoble Court for dam̄ages and Cost of suite And as in duty bound he shall euer pray &c—

Christopher Dobson d̄d̄s writt ags^{t} John Reynolds in an accōn of debt to the uallue of 970℔ tob: Liber B B

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c} Ret̄ 7th ffeb: next Prouin^{all} Court—

The said Dobson d̄d̄s summons for Thomas Wynne Edward West & Gasper Guerin to testifye &^{c} in ditto Causo uppon perill of forfeiting 500℔ tob: each persson in Case they appeare not &^{c}—

To the Honno^{ble} Gouerno^{r} & Councell In Prouin^{all} Court assembled

The humble pet^{n} of Xto^{pher} Dobson Sheweth

That John Reynolds did Assume uppon him selfe the 9th day of January 1664 to pay yo^{r} pet^{r} the sum̄e of Nine hundred and seauenty pounds of tobacco & Caske as by Obligac̄on und^{r} his hand may more at large appeare Now the said John Reynolds delayes paym^{t} to the prejudice of yo^{r} pet^{r} wherefore he humbly Craues Order of this Honno^{ble} Court wth damages and Cost of suite And as in duty bound he shall pray &^{c}

Christopher Dobson d̄d̄s writt ags^{t} John Reynolds & Edward West [p. 441] in an accōn of debt to the uallue of 3000℔ tob:

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄. 7th ffeb: next Prouinciall Court

The said Dobson d̄d̄s summons for William Turberuill and William Williams to testifye &^{c} in Causo ut supra uppon perill of forfeiting 500℔ tob: each person in Case they appeare not att the next prouin^{all} Court

To the honno^{ble} Gouerno^{r} & Councell In Prouin^{all} Court assembled

The humble pet^{n} of Xto^{pher} Dobson Sheweth

That John Reynolds & Edward West did assume uppon themselues the 29th day of Decemb^{r} 1663 to pay yo^{r} pet^{r} the sum̄e of One thowsand Six hundred Eighty fiue pounds of tobacco & Caske in the penalty of three thowsand pounds of tobacco uppon non-payment of the said 1685℔ tob: as by Obligac̄on und^{r} theire handes may more at large appeare, Now the said John Reynolds & Edward West delayes paym^{t} to the greate p^{r}judice of yo^{r} pet^{r} Wherefore hee humbly Craues Order of this Honno^{ble} Court wth dam̄ages & Cost of suite, And as in duty bound he shall pray &^{c}.

Christopher Dobson d̄d̄s writt ags^{t} Thomas Simmons in an accōn of debt to the uallue of 786℔ tob:

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄. 7th ffebruary next Prouin^{all} Court

The said Dobson d̄d̄s writt of summons for W^{m} Asbeston to testifye &^{c} in ditto Causo ut supra uppon perill of forfeiting 500℔ tob:

Liber B B the s^{d} person to the L^{d} propriet^{r} in Case he appeare not according to summons

To the Gouerno^{r} & Councell in Prouin^{all} Court Assembled. the humble pet^{n} of Xto^{pher} Dobson Sheweth

That Thomas Simmons did assume uppon himselfe the 14th day of Decemb^{r} 1664 to pay yo^{r} pet^{r} the sum̄e of seauen hundred Eighty six poundes of tobacco wth Caske. Now the said Thomas Simmons delays paym^{t} to the prejudice of your pet^{r} Wherefore he humbly Craues Order of this Honno^{ble} Court wth dam̄ages and Cost of suite And as in duty bound shall euer pray &^{c}.

[p. 442] January 28th Christopher Dobson d̄d̄s writt ags^{t} William Asbeston in an accōn of debt to the uallue of 738^{lb} tob:

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄. 7th ffebruary next Prouin^{all} Court—

The said Dobson dem^{ds} summons for Jeremy Harington and John Bryan to testifye &^{c} in Causo ut supra uppon perill of forfeiting 500^{lb} tob: each person in Case they appeare not according to summons—

To the hono^{ble} Gouerno^{r} & Councell in Prouin^{all} Court Assembled. the humble pet^{n} of Xto^{pher} Dobson Sheweth

That William Asbeston did assume uppon himselfe the 29th day of March 1664 to pay yo^{r} pet^{r} the sum̄e of seauen hundred thirety Eighte poundes of tobacco and Caske. Now the said W^{m} Asbeston delayes paym^{t} to the prejudice of yo^{r} pet^{r} Wherefore he humbly Craues Order of this Honno^{ble} Court wth dam̄ages and Cost of suite– And as in duty bound he shall euer pray &^{c}

On the back side of that Comm^{con} ut est in fo: 432 for the reapraysing the Estate of John Bateman Esqȝ deceased was thus written as followeth (uizt)

For as much as doubt is made by the Attorneys of Margarite Perry whether the lands late belonging to John Bateman Esqȝ be to be apprazsed, I doe hereby Order that the lands aforesaid be apprayсed to the intent that Henry Scarburgh wthin mencōned be truely informed of the uallue of the said Estate left by John Bateman aforesaid. Giuen und^{r} my hand this 17th day of January 1664—

Philip Calvert

Thomas Sprigge makes returne of the said Com̄on wth this alsoe on the back side

M^{r} William Groome and M^{r} Richard Smyth Sworne this 18th day of January 1664 p̄ me Thomas Brooke

M^{r} Thomas Truman sworne the 19th day of January 1664 before me Tho: Sprigg

An Appraysmt of the Estate of John Bateman Esq Late of this prouince— Liber B B [p. 443]

37 Ewes 2 rams att 90℔ p̄ peece	3510	℔ tobacco
18 Cowes one Bull & 3 young Calues wth the Calues last in 400 p̄ the bull 300	7500	
3 two year old Heifers 250	750	
17 old Calues and yearlings att	1700	
3 young steeres at 300 p̄ ps	900	
One old mare One old Gilding one yearling horse One horse Colt	4000	
Two Nigro man	5000	
One Nigro woman a Childe and a Girle	4000	
Two men seruants hauing two yeares and upwards to serue	3200	
Two Boyes hauing allmost 2 yeares aps to serue.	3200	39746℔ tob
Three Boyes	4000	
In the Kitching		
80℔ of pewter at 7℔ is	560	
A parcell of old pewter	56	
3 Brasse Kettles 2 skilletts a small pott two stewpanns and a Brasse Morter att	450	
3 Iron Skilletts 7 Iron potts att 50℔ p̄ peece	500	
3 spitts at 20℔	60	
A paire of Andirons 4 paire of pott Racks	180	
3 dripping panns one Iron morter and pestle	120	
4 old frying panns att	40	
an old fire shouell and tongs	20	
In the milke howse Chambr		
One old ffeather bed Boulsters 2 pillowes one flock boulster 2 blanckitts 1 Rugg darnix Curtaines 1 paire of sheets all old	700	
One flock bed boulster & rugg all old	250	
One Chest 6 girles wascoates	170	
2 stooles 2 Cushons a fringe for a Cubbard Cloth	150	1780
a parcell of buttons	60	
One old Cloth suite and Coate	250	
One still	100	
One small Grapnell for a boate	40	
a parcell of wooll in a Tubb	60	
In the Milke howse		
A prsell of Eartherne ware	100	
A prsell of woodden ware	150	
In the seller 2 paire of stilliards	120	620
2 empty Cases of Bottles	150	
A parcell of Lumber	100	
		42146

Liber B B [p. 444]

In the Hall Chamber		
One old feather bed Boulster 2 pillowes 2 blanckitts one rugg one paire of sheets old tammy Curtaines	℔ tob: 1100	1465$^{\text{℔}}$
3 Chaires 2 stooles	150	
1 Close stoole	100	
1 small Carpet	100	
1 small looking glass	15	
In the Chamber ouer the new roome		
One old small feather Bed one old flockbed bolster and rugg	500	2920
In one Trunck N° 58: 1 quilt	100	
4 p^{r} of old flaxen sheetes & pillowbeares	350	
3 p^{r} and one old sheete	500	
6 Callicoe Cubhead Clothes	120	
one table cloth a side bord Cloth and twelue diaper napkins	500	
One table Cloth a side board Cloth and 13 napkins of slasey damask	500	
One old table Cloth and 12 napkins of flaxen Cloth	120	
One dozen of Callicoe napkins	70	
One old table Cloth and 6 napkins	70	
One small flaxen table Cloth	40	
Tenn Course towells	50	
In the trunck N° 49		
One p^{r} of Course old sheets and 3 old Canuis sheetes	80	950
4 Ozinb: and 2 Canuis table Clothes	80	
a parcell of old napkins & table Cloth	80	
tenn Course towells	50	
one old Case wth a parcell of Indian truck bells broken glasses & Jewes harpes	100	
4 pailes 6 reap hookes 3 Iron skimmers 2 saddles 2 small otter skinns 1 Compass and one Chaffing dish	170	
One nettworke hammock	40	
a parcell of old Carpenters tooles	50	
a small box wth 3 shirtes & other old linnin	150	
One paire of broken brass Andirons	150	
Brought ouer from the other side		42146
Carrid Ouer summa		47481

Liber B B
[p. 445]

In the Hall		
One Couch	70	2440
3 small tables	150	
2 small Carpetts	80	
4 Chaires of Leather	330	
a napkin press and Baskitt	200	
A paire of tables	150	
Two Blunderbusses One of them not fixt	350	
2 small Carbines not fixt	100	
8 gunns some fixt & some not fixt	1000	
1 p^r of tongs	10	
In the Clossett		
A parcell of bookes	500	780
A paire of Garden sheeres	20	
A box of drawers & a small truncke	140	
1 small box 1 deske & a bagg for writeings	100	
1 broken stoole and Cushion	20	
In the Parlor Chamber		
One Rugg a paire of blanckitts 2 pillowes a flock Bolster a p^{r}sell of feathers Darnex Curtaines & uallaines & Carpet	700	900
5 low Chares and One table	200	
In M^{rs} Batemans lodging roome		
One feather bed boulster 2 pillowes a p^r of sheetes a match Coate 1 Counterpaine Curtaines uallaines and Bedsted	1500	2200
1 box of drawers 1 small trunck for writeings & one old Chest	80	
1 Couch 3 woodden Chaires	180	
2 Chayres	60	
a small table	40	
1 p^r of andirons one of them broken 1 fire shouell 1 p^r of tongs 1 paire of Bellowes & a tosting forke	70	
4 eartherne drinking potts 1 small Bason 2 salte sellers 1 mustard pott 4 old Kniues	40	
2 looking glasses	100	
1 warming pann	50	
2 pockitt pistolls	80	
		53801

Liber B B [p. 446]

	lb tobb:	
One siluer tankerd 2 wine Cupps one porringer 12 spoones	1800	14850
1 small Case of bottles 10 † barbers Case	30	
2 brasse and 4 tinn Candlesticks	90	
1 watch and Chaine	350	
1 siluer hatt band and 5 small buttons	80	
1 old mare 1 gray horse 3 yeares olde next grasse 1 mare Colt 2 yeares old next grass and one horse foald wilde in the woods and not to be brought into one ueiw	2500	
1000 acres of land att the head of Susquehannah riuer neer palmers Island in 2 pattents 1 of 800 acres Called perry pointe one of 200 acres called perry neck all Rough land.	10000	
In the Store		
3 small gunns	200	700
12 old gunn barrills & stocks without locks and eighte barrills	300	
1 pr of land screwes	200	
In the Quarter		
One old flock bed	100	380
3 old sawes one grindeing stone	140	
3 pestills	60	
1 small trading gunn	80	
In the hogg penn		
7 sowes & pigges 1 bore 3 shoates	1150	70150
400 acres of land in the woods Called Thorpe	4000	
The re-uersione of the Resurreccon Mannor wth all the appurtenances and priuiledges there belonging	65000	
Brought from the other side		53801
Sum̄ totall		139971

This is a true apprasymt made the 20th of January 1664 by Vs

Tho: Truman
Wm Groome
Rich: Smyth

[p. 447] Petuxent 20th January 1664/5

Then Tho: Mannyng Attorney of Mrs Margarite Perry receiued the Estate of Mr John Bateman from Mrs Mary Bateman Executrix of Mr John Bateman amounting to the sum̄e of One hundred thirety nine thowsand Nine hundred seauenty one poundes of tobacco according to a Commcon directed to Mr Thomas Trueman Mr Richd Smyth and Mr Willm Groome, Apprasyers of the Estate of Mr John

Bateman bearing date the 14th day of Decemb^{r} 1664 and signed by the Honno^{ble} Philip Caluert Esqꝫ Chancello^{r} of Maryland as by the Comm^{on} there anext more fully appeares in part of paym^{t} of the Execuc̄on expressed in the s^{d} Comm^{on} before us underwritten Liber B B

Testis Tho: Mannyng

Tho: Truman

Tho: Sprigge

Ri^{d} Smith

Will^{m} Groome

William Smyth d̄d̄s writt ag^{t} William Price in an accōn of debt to the uallue of Thirety thowsand pounds of tobaccoe January 30th

Warr^{t} to Sherriffe of S^{t} Marys County to arrest &^{c} Ret̄. 7th ffebruary next Prouin^{all} Court

To the honno^{ble} Gouerno^{r} and Councell in Prouin^{all} Court assembled—

The humble pet^{n} of W^{m} Smyth sheweth

That whereas Will^{m} Price stands endebted by bond in the sum̄e of Thirety thowsand pounds of tobacco & Caske according to Act of Assembly which by the said Bond more att large will appeare Now soe it is that the said William Price takes noe Care to sattisfye yo^{r} pet^{r} the aforesaid debt

Wherefore yo^{r} pet^{r} humbly Craues Order of this Honno^{ble} Co^{rt} for the said sum̄e of thirety thowsand pounds of tobaccoe wth dam̄ages and Cost of suite And (as in duty bound) he shal pray &^{c}

W^{m} Cole d̄d̄s writt ags^{t} W^{m} Price who maryed Hannah Lee the Relict of Hugh Lee in an accōn of debt to the uallue of ffiue hundred pounds of tobaccoe [p. 448] January 31th

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c} Ret̄ 7th ffebb next Prouin^{all} Courte—

W^{m} Cole d̄d̄s sum̄ons for John Vanheecke to testifye in Causo ut supra inter ditto Cole & Price &^{c}, uppon perill of forfeiting 500^{lb} tob: in Case hee appeare not according to summons next Prouin^{all} Co^{rt} ditto die

To the honno^{ble} Gouerno^{r} and Councell In Prouin^{all} Court assembled

The humble pet^{n} of W^{m} Cole Sheweth

That whereas Hannah Lee now wife to W^{m} Price and Relict of Hugh Lee stands endebted to yo^{r} pet^{r} the sum̄e of ffiue hundred pounds of tobacco & Caske as by specialty und^{r} the said Hannah Lees hand may more att large appeare which said sum̄e hath often been demanded of the said Hannah and W^{m} Price her said Husband, but refuseth to make yo^{r} pet^{r} sattisfac̄con therein whereuppon hee bringeth his suite And humbly Craues Order of this Honno^{ble} Court for the said ffiue hundred pounds of tobb: wth dam̄ages and Cost of suite And (as in duty bound) he shall pray &^{c}.

Liber B B ditto die Summons issued to the sherriffe of S^{t} Marys County to warne Hannah the Relict of Hugh Lee and William Price her husband to make theire p^{r}sonall appearance att the next Prouin^{all} Court held th^{e} 7th ffeb: next to answere what shall be alleadg'd ags^{t} them on behalfe of the Lord Prop^{r} Concerning the Couering the State howse att S^{t} Marys und^{r} the penalty of 5000^{lb} tob: in Case they appeare not according to summons—

John Gittings the Attorney of Thomas Browne d̄d̄s writt ags^{t} Barnaby Jackson the Attorney of Rob^{t} Peyton in an accōn of debt to the uallue of Eleauen pounds ffourteene shillings sterlinge

Warr^{t} to sherriffe S^{t} Marys County to arrest &^{c}. Ret̄: 7th ffebruary next Prouin^{all} Court

To the honno^{ble} the Gouerno^{r} & Councell of the prouince of Maryland

The humble pet^{n} of Jn^{o} Gittings the Attorney of Thomas Browne Sheweth

That Robert Peyton by his Obligac̄on bearinge date the first day [p. 449] of June One thowsand six hundred sixty ffowre Is and standeth bound unto the said Thomas Browne in the sum̄e of Eleauen poundes ffourteene shillings of lawfull money of Englande which said sum̄e is yet unpaid and the Attorney of the s^{d} Robert Peyton being Barnaby Jackson refuseth to pay the same unless Ordered by this Honno^{ble} Court

Wherefore yo^{r} pet^{r} humbly prayes Order ags^{t} the said Barnaby Jackson the Attorney of the said Robert Peyton for the aforesaid sum̄e of Eleauen pounds ffourteene shillings And he shall pray &^{c}.

Cecilius &^{c} To the Sherriffe of S^{t} Marys County Greeting Whereas an Order of Our Prouin^{all} Court held the 6th day of Aprill 1664 past ags^{t} William Hollingworth att the suite of Thom̄. Wynne uppon which Iudgm^{t} att Our Prouin^{all} Court held the 23^{d} day of Decemb^{r} 1664 the said William Hollingworth assigned Errors which did to us then manifestly appeare, Whereuppon att our said Court was Ordered that supersedeas issue from stopping Execuc̄on uppon the said Iudgm^{t}, We Com̄and yo^{w} that yo^{w} make knowne unto the said Thomas Wynne that he be at Our next Prouin^{all} Court to be houlden at S^{t} Marys on the 7th day of February next to shew Cause if any he haue why the said Iudgm^{t} should not be reuerst wth a rehearing of the meritts of the whole Cause att Our next Prouin^{all} Court as aforesaid and haue yo^{w} there the names of those persons by whome yo^{w} haue made this knowne unto him, Giuen att S^{t} Marys this 31th day of January 1664 Wittnes Our deare Brother Philip Caluert Esq Our Chancello^{r} & deputy Leitenn^{t} of Our said Prouince of Maryland

Philip Calvert

To all Christian People to whom this p^{r}sent writeing shall Come Liber B B Greeteing, I Nicholas Rice of Wiccocomoco on the Easterne shore wthin the prouince of Maryland Carpenter Know yee that I the said Nicholas Rice for diuers good Causes and Considerac̄ons me thereunto moueing, and especially for a Certaine sum̄e of tobacco to me in hand paid before the ensealing and deliuery hereof by James Jones of wiccocomoco aforesaid wthin the prouince aforesaid Plant^{r} whereof and wherewith I doe acknowledge and Confess my selfe to be fully contented sattisfyed and paid and him the s^{d} James Jones his heires Executors and Assignes to be fully clearely and absolutely discharged and of the same and euery part and parcell thereof freed and acquitted, Haue giuen granted bargained sold Enffeoffed, and by these p^{r}sents doe for me my heires & Assignes doe giue grant bargaine sell Enffeoffe and clearely remise and release unto him the said James Jones his Heires & Assignes for euer, All that my said Messuage Tenement or Plantac̄on being Six hundred and ffourty acres of land more or lesse scituate lying and being in Wiccocomocoe aforesaid Vppon the East side of a Creeke comonly called Marenjettoes Creeke [p. 450] Beginning att the mouth of the said Creeke and running up the maine riuer com̄only called Wiccocomoco riuer from the mouth of the foresaid Creeke East and by North the length of Two hundred twenty fiue perches to a Creeke Called Rice his Creeke and from the mouth of the said Rice his Creeke along the westermost side of the said Creeke wth a line drawne North North East the length of ffiue hundred and twenty perches to a marked tree standing in the woods thence wth a line drawne west and by south the length of two hundred twenty & fiue perches to a marked tree standing neer the head of Marenjettoes Creeke aforesaid, and from thence running downe the east side of the said Creeke to the Mouth thereof seperateing it from the land of Nicholas Rice aforesaid together wthall woods and underwoods pastures ffeedings and Marishes and Range as allsoe all and all manner of fishing fowleing Huntings rights proffitts & benifitts whatsoeuer to the same belonging or in any wise w^{t}soeuer appertaining, To haue & to hold the same unto him the said James Jones and to the only proper use & behoofe of him his heires and Assignes for euer off the Cheife Lord of the ffee and of his Mannor of [*blank*] in free and Com̄on soccage by fealty onely by the Rent & seruices due and accustomed yeilding and paying to the Lord Baltemore his heires and Assignes for a quitt rent the sum̄e of twelue shillings nine pence halfe penny yearely at his receipt at S^{t} Marys by euen and equall p̄porc̄ons att the two most usuall ffeasts (uizt) at the ffeast of the anunciac̄on of the Blessed Virgin Mary And the ffeast of S^{t} Michaell the Archangell in siluer or Gold and for a fine uppon euery alienac̄on one yeares Rent in Siluer or Gold or the full uallue thereof in such Comodities as he or his Officers which he shall appointe to Collect and receiue the same from time to time shall accept

Liber B B in discharge thereof, And I the said Nicolas Rice doe hereby for me my heires & assignes fully remise release surrender & giue up all title Claime Interest right and for euer quitt Claime unto the said lands or any part or parcell thereof, And doe further Couenant and agree to and w^th^ the said James Jones his heires and successors to saue defend & keep harmless him the said James Jones his heires and Assignes from all and all maner of troubles Molestac̄ons letts greiuances hinderances or incumbrances whatsoeuer which any manner of person or persons haue hath or may haue by any Interest title or Claime By from or under mee my heires or Assignes and allsoe to make all such assurance or Assurances as he s^d^ James Jones his heires or Assignes by his or theire Councell learned shall aduise or deuise
[p. 451] In testimony Whereof I haue to this p^r^sent Deed put my hand & seale the [*blank*]

the marke of
Nicholas **N R** Rice Seale

Memd^m^ that these 2 words (& fourty) were interlined betwixt the 8^th^ & 9^th^ line before the ensealeing and deliuery hereof—

Endorsed on the back side of the foregoeing Conueyance these words followinge

Mem̄

Signed sealed & deliuered and peaceable possession liuery and Seisin giuen by the w^th^in named Nicholas Rice to the w^th^in named James Jones for them theire heires and Assignes according to the usuall manner of England the day and yeare w^th^in specifyed In the p^r^sence of us to witt

Peter **P K** Callaway
his marke
Geo: Johnson
Edward Martindale

Know all men by these p^r^sents that I James Jones of Wiccocomoco on the Easterne shore in the Prouince of Maryland Plant^r^ haue Constituted appointed and giuen full power and Commission unto Cap^t^ William Thorne of the same prouince to be my lawfull Attorney for me and on my behalfe to deliuer into the Court att S^t^ Marys one deed or writeinge made betweene Nicholas Rice of Wiccocomoco aforesaid and mee the said James Jones wherein the said Nicholas Rice doth assigne and make ouer a parcell of land lying on Wiccocomoco riuer aforesaid unto me the said James Jones and the said deed or writteing to gett recorded in the said Court at S^t^ Marys as allsoe to receiue the acknowledgm^t^ of the s^d^ Nicholas Rice in open Court I doe allsoe by these p^r^sents giue power unto my said Attorney (in Case of any hin̄derance) To substitute another in his steed for performing of th^e^ bussines aboue menc̄oned and whatsoeuer my said

Attorney shall doe or Act in prosecuc̄on of the power and Commission unto him giuen as abouesaid I the said James Jones doe promise and engage to ratify and Confirme, In wittnes whereof I the said James Jones haue hereunto sett my hand and seale the 11th day of January anno Domini 1664— Liber B B

the marke of

Sealed In the p^{r}sence of James II Joanes

Tho: Shiel: Jn^{o} Meech Seale

Com̄and Nicholas Rice of Wiccocomoco on the Easterne Shore wthin the prouince of Maryland Carpenter, that Justly &^{c} hee keepe wth James Jones of Wiccocomoco aforesaid wthin the prouince aforesaid plant^{r} the Couenant &^{c} of six hundred and fourty acres of land lying in Wiccocomoco aforesaid uppon th^{e} East side of a Creeke com̄only called Marren Iettoes Creeke beginning at the mouth of the said Creeke and running up the maine riuer comonly called Wiccocomoco riuer &^{c} [p. 452]

Charles Caluert

And the agreem^{t} is such that the said Nicholas Rice hath acknowledged the aforesayd six hundred & fourty acres of land to be the right of the said James Jones as those which the said James Jones hath of the Guift of the said Nicholas Rice, And the same he hath remised & quitt Claimed from him and his heires to the aforesaid James Jones and his heires for euer, And further the said Nicholas Rice haue granted for him and the heires of the said Nicholas Rice that he will warr^{t} to the aforesaid James Jones and his heires the aforesaid Six hundred and ffourty acres of land wth the Appurtenances ags^{t} him the said Nicholas Rice and the heires of the said Nicholas Rice for euer, And for this remise release and quitt Claime, the aforesaid James Jones hath giuen to the aforesaid Nicholas Rice Six thowsand ffiue hundred pounds of tobacco in hand payd—

Taken and acknowledged this
16th day of January 1664
Before mee
Charles Caluert

Then Will^{m} Hollingworth d̄d̄s summons for George Marshall to appeare 7th instant next Prouin^{all} Court to testifye and giue euidence in a Cause depending betwixt the saide Hollingworth plaintiffe and Tho: Wynne defendant uppon perill of forfeitinge fiue hundred pounds of tobacco in Case hee appeare not according to summons February 2^{d}

Samu^{ll} Griffen d̄d̄s writt ags^{t} the Body of Robert Turner In an accōn of debt to the uallue of 180^{lb} sterlinge [p. 453] February 2^{d}

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄: the 7th of this instant February being next Prouinciall Court this accōn fall'n uide fo: 454

To the honno^{ble} Gouerno^{r} & Councell of the prouince of Maryland—

The humble pet^{n} of Samuell Griffen sheweth

Liber B B That yo^{r} pet^{r} had Contracted with and sold to Robert Turner the number of twenty hoggsheads Conteining Nine thowsand fiue hundred and Eleauen pounds of sweete sented tobacco, Prouided that uppon the deliuery of the said twenty h̄h̄ds of tobaccoe he the said Turner to yo^{r} pet^{r} or his Order did deliuer good Currant bills of Exchange for the sum̄e of One hundred and Eighty pounds of tobacco to be paid in the Citty of London uppon tenn dayes sight thereof, and allsoe to giue good & sufficient security for the paym^{t} of the said Bills of Exc̄: as by Obligac̄on und^{r} the said Rob^{t} Turners hand bearing date the 23^{d} day of January 1664 doth and may more largely appeare besides two h̄h̄ds more, not specifyed therein Now soe it is, yo^{r} pet^{r} being distant from his plantac̄on where the said tobacco was to be deliuered (wth prouisoes) as aforesaid did by the said Turner, in a letter, order yo^{r} pet^{rs} Brother, that uppon Condic̄on as in the said Turners Obligac̄on aforesaid is exprest, then unto the said Turner the said Two and twenty h̄h̄ds of tobacco to deliuer, But notwithstanding the said Turner did breake open the said letter and oblititerating words therein did surrepticiously obtaine the said Two and Twenty h̄h̄ds of tobaccoe, and on Board a shipe in this prouince hath shipt it leauing your pet^{r} destitute of any way or meanes in satisfacc̄on thereof

Wherefore he humbly Craues Ord^{r} of this honno^{ble} Court ag^{t} the s^{d} Turner either to make good his Obligac̄on by bills of Exchange wth sufficient security for th^{e} paym^{t} thereof or to yo^{r} pet^{r} to re-deliuer the said two & twenty h̄h̄ds of tobacco uppon yo^{r} pet^{rs} said plantac̄on where and as well Condic̄oned when by him the said Rob^{t} Turner receiued wth dam̄ages & Costs of suite—And (as in duty bound) he shall euer pray &^{c}.

3^{d} William Hollingworth d̄d̄s writt ags^{t} John Steuens in an acc̄on of Debt to the uallue of 437^{lb} tob: wth Caske

Warr^{t} to sherriffe of S^{t} Marys County to Arrest &^{c} Ret̄. 7th of this instant ffebruary being next Prouinciall Court

[p. 454] February 3^{d} The aforesaid William Hollingworth d̄d̄s summons for Cap^{t} Nicholas Gwyther and Vincent Attcheson to testifye &^{c} in ditto Causo inter the said Hollingworth and Steuens uppon perill of forfeiting 500^{lb} tob: each person in Case they appeare not the 7th Feb: next prouin^{all} Court

To the honno^{ble} Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet^{n} of W^{m} Hollingworth Sheweth

That John Steuens on the 16th day of March 1663 did assume uppon himselfe to pay unto yo^{r} pet^{r} uppon or before the 20th day of October following the sum̄e of ffowre hundred thirety and seauen pounds of bright & large tobacco and Caske out of the Crop then made uppon his dwelling plantac̄on which said sum̄e the said John

Steuens hath not paid though often demanded, but (to yo^{r} pet^{r} dam̄age) still refuseth to pay whereupon he bringeth his suite Liber B B

And humbly Craues Ord^{r} of this Honno^{ble} Co^{rt} for the s^{d} sum̄e of ffowre hundred thirety seauen pounds of tobacco wth Caske wth dam̄ages and Cost of suite—And he shall euer pray &^{c}.

Samuell Griffen d̄d̄s warr^{t} ags^{t} Robert Turner praying the former accōn may fall, now issued in an accōn uppon his Case to the uallue of Nine thowsand ffiue hundred and eleuen pōnds tob: 4th uide th^{e} accōn fall'n in folio 453

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄: 7th ffeb: next Prouin^{all} Court—

The said Griffen d̄d̄s writt of attachm^{t} for those 20 h̄h̄ds of tob: shiped on board Cap^{t} Gillams shipe by Rob^{t} Turner—

Warr^{t} to sher̄. of S^{t} Marys County to attach &^{c} and in Custody them to keepe untill the said Turner giues in security to appeare at the next Prouin^{all} Court and there to abide Judgm^{t} therein

Thomas Nottley d̄d̄s writt ags^{t} John Walton in an accōn of Debt to the uallue of 1759^{lb} tob: p̄ bill 8th

Warr^{t} to the sherriffe of Charles County or to the sherriffe of S^{t} Marys County to Arrest &^{c} p̄ma March

To the hon^{ble} Gouerno^{r} and Councell In Prouin^{all} Court Assembled

The humble pet^{n} of Tho: Nottley Sheweth

Thomas Nottley pl̄t } The pl̄t declares ags^{t} the def^{t} in an accōn of [p. 455]
John Walton def^{t} } debt for that the def^{t} hath assum'd uppon himselfe to pay unto the pl̄t One thowsand seauen hundred ffiffty nine pounds of tobb: wth Caske as by specialty may more at large appeare—Now soe it is, the said sum̄e of 1759^{lb} tob: by the pl̄t hath been often demanded but the deft hath and still doth refuse to pay the said debt unto the pl̄t, Wherefore he humbly prayes Order of this Honno^{ble} Court for the said sum̄e of 1759^{lb} tob: wth dam̄ages and Cost of suite, And hee shall pray &^{c}.

Thomas Nottley prayes writt of Attachm^{t} ags^{t} the Goodes Chattles or debts belonging to the abouesaid Jn^{o} Walton for the said sum̄e of seauenteene hundred fifty nine pounds of tobaccoe w^{ch} by the Leiutenn^{t} Granted Febb: 8th

Writt of Attachm^{t} accordingly issue directed to the sherriffe of S^{t} Marys County and Charles County to attach any the Goods debts or Chattles belonging to John Walton and them in Custody keepe untill he shall put in security to appeare by himselfe or Attorney att the next Prouin^{all} Court to be holden att S^{t} Marys on the first day of March next there to answere the suite of Thomas Nottley in an accōn of debt to that uallue and abide Iudgm^{t} of Court therein—

Ret̄. p^{ma} March next

Liber B B Elizabeth Emerson aged 35 yeares or thereabouts sworne on the 8th of ffebruary 1664 and saith—

That this deponant liuing in lower Northfolke County in Elizabeth riuer was p^r^sent when in the said County Co^rt^ she heard Henry Goodrick and Henry Hudson passe ouer and deliuer unto William Caruer a bill of sale for his then the s^d^ Hudsons Vessell called the ffrygott and soe reputed further this deponant declaring that the said Goodrick and Hudson did the said bill of sale firmely passe ouer as theire act and deed to th^e^ s^d^ Caruer, further that the said Hudson stood endebted to this depon^t^ a quantity of tob: and he Coming to her howse was by her demanded she desireing sattisfac̃con in M^r^ Caruers handes the said Hudson replyed that he did not know whither there was soe much due to him from Caruer and further saith not—

Sworne before mee Charles Caluert

[p. 456] Richard Pettybone aged 45 yeares or thereabouts sworne on the 7th day of February 1664 saith

That Concerning Charles Hodges then seru^t^ to John Holmwood who was at the landing of the said Holmwood drowned doth declare that goeing to the meeting & coming to John Holmwoods landing for a passage the abouesaid Seru^t^ sott under the banck w^th^ his shirte and and his drawers and this depon^t^ desired him to shuffe of the Connue the w^ch^ hee did and this deponant returning from the meeting in the ferry he this deponant heard before he came to John Holmwoods howse by a mile and a halfe that the said seruant of John Holmwoods was drowned uppon which this depon^t^ went to the howse of the said Holmwood and did Chide the rest of the seruants to let this seruant be drowned att which instant the said Holmwood was at his meeting howse which is 8 miles or thereabouts from his owne howse this depon^t^ further deposeth that the said Holmwood and his wife was gone from his owne howse an houre before this depon^t^ came first to get a passage in the Connue and that neither he the said Holmwood nor his wife was returned from the said meeting howse when this depon^t^ did returne, And further saith not

Sworne before mee Richard Pettiboone
Jerome White

William Drowry aged 26 yeares or thereabouts and Anne Browne aged 26 yeares or thereabouts and Thomas Gwynne aged 20 yeares or thereabouts and John Doughling aged 26 yeares or thereabouts all sworne on the 7th day of February 1664 and saith—

That Concerning Charles Hodges then seru^t^ to Jn^o^ Holmewood who was at the landing of the said Holmewood drowned declares that these deponants seeing the said seruant in the water ouer a Creeke att which instant Jn^o^ Holmwood and his wife was gone to the meeting w^th^ the rest of his family except the seruants an hour before, and these deponants heading of a Coue these deponants was called to by the rest of the Company in the water wth this seruant to come and assist them for the helping of this seruant who was in danger of drowning but before they could come to helpe, this seruant did sincke downe in the water and did not arise againe untill next day and about noon they were told by a neighbour that he lay Crosse a logg on the shore uppon which John Holmwood sent his seruant to a magistrate to acquainte him wth the bussiness and kept the p^{r}son drowned untill hee Came back (that was sent) from the magistrate though the Corps was much disfigured and eaten by the Crabbs and stunck extreordinary that no person was able to come neere him and then his seruant return'd from the magistrates howse who sent word that he had nothing to doe wth it uppon which he was put in the Earth, And further these deponants saith not Liber B B [p. 457]

Sworne to before mee
Jerome White

the marke of
William ⊗ Drowry
the marke of
Anne ⌗ Browne
Thomas Gwinn
the marke of
John ⊘ Doling

Whereas Complaint hath been made Vnto us that Goodes to a Considerable uallue hath been stolne out of the howse of John Bayley which said Goodes belonging properly to the said Bayley about the 22th day of December last past and the 12th of this February

These are therefore to will and require yo^{w} to Cause dilligent search to be made in any howse by him the said Bayley suspected for any or all the said Goods and them in yo^{r} Custody keepe untill further Order therein, And for soe doeing this shall be your Warr^{t} Giuen und^{r} my hand this 14th day of February 1664/5
To Thomas Sprigg High sherriffe
of Caluert County or his deputy

Summons issued to the sherriffe of Caluert County to warne Reymond Staplefort and Humphery Jones to make theire appearance at the next Prouin^{all} Court to be held the first day of March next there to answere what shall be Objected ag^{t} them on behalfe of the Lord Propriet^{r} and John Bayley for Goodes out of the said Bayleys howse taken on the 22th day of Decemb^{r} and the 12th of this instant ffebruary and there to abide Judgm^{t} dated 14th ffeb: 1664

Summons issued to the said sherriffe to warne ffrancis Meggs and Thomas [*blank*] Carpenters William Jones and Elizabeth ffreeman to make theire p^{r}sonall appearance att the next Prouin^{all} Court held the first day of March next there to testifye and giue Euidence in a

Liber B B Cause depending betwixt the L^{d} Propriet^{r} and Reymond Staplefort and Humphery Jones concerning some quantity of goods taken out of the howse of John Bayley und^{r} the penalty of 500^{lb} tob: each p^{r}son in case they appeare not according to summons dated ut supra

ffeb: 21th John Harrington Husband to Mary the Relict of Francis Mogg demands writt ags^{t} Gaspar Guerin in an accōn of debt to the uallue of 900^{lb} tob: and Caske dated ut supra—

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c} Ret̄. first March next Prouinciall Court

[p. 458] To the honno^{ble} Goueno^{r} and Councell of the Prouince of Maryland

The humble pet^{n} of Jn^{o} Harrington husband to Mary the Relict of Francis Mogge–sheweth

That uppon the 2^{d} day of Aprill 1664 Gasper Guerin of S^{t} Jeromes Chirurgion did assume uppon himselfe to pay unto the abouesaid Mary Mogge her Executo^{rs} or Assignes the full and Just sum̃e of Nine hundred pounds of good sound large tobacco and Caske according to Act of Assembly att his now dwelling plantac̄on in S^{t} Jeromes aforesaide att or before the tenth day of Octob^{r} last past as by specialty und^{r} his hand may more att large appeare which said sum̃e of Nine hundred pounds of tobaccoe the said Gaspar Guerin hath not paid and still refuseth to pay to yo^{r} pet^{rs} greate dam̃age whereupon he bringeth his suite

And humbly prayes Order of the honno^{ble} Court that the said Gasper Guerin may be Compell'd to pay the said tobacco to yo^{r} pet^{r} wth dam̃ages & Cost of suite And he shall pray &^{c}

Febb: 15th John Lane d̄d̄s writt ags^{t} Robert Turner in an accōn of debt uppon accompte To the uallue of Two thowsand One hundred & Eighty pounds tob:

Warr^{t} to sherriffe of S^{t} Marys County or any other sherriffe in the prouince to Arrest &^{c}. Ret̄: p^{o} March—

To the honno^{ble} Gouerno^{r} and Councell of the prouince of Maryland

The humble pet^{n} of John Lane Sheweth

That Robert Turner stands endebted to yo^{r} pet^{r} in the full sum̃e of Two thowsand One hundred & Eighty pounds of tobacco uppon accompt as p̄ perticulers may more largely appeare which said sum̃e of 2180^{lb} tob: the said Turner hath not paid but absents himselfe wth intent to defraud yo^{r} pet^{r} thereof

Wherefore yo^{r} pet^{r} humbly craues Order from this honn^{ble} Court ags^{t} the said Turner for the said sum̃e of tobacco wth dam̃ages & Cost of suite And he shall pray &^{c}.

Liber B B 20th John Gittings the Attorney of Thomas Browne d̄d̄s writt of summons for John Anderton and James Eluard to testifye &^{c} in a Cause depending betwixt the said Gittings as Attorney &^{c} and Barnaby Jackson the Attorney of Robert Peyton in an accōn of debt to the uallue of 11^{l}: 14^{s}: 0 sterling und^{r} the penalty of 500^{lb} tob: each person if they appeare not

[p. 459] Feb: 21th Gaspar Guerin d̄d̄s writt ags^{t} Mary late Relict of Francis Mogge and now wife to John Harrington and the said Harrington in an accōn of debt upon accompt to the uallue of Nine hundred pounds of tobacco

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c} Ret̄ next prouin^{all} Court p^{ma} March next

To the honno^{ble} Gouerno^{r} and Councell of the prouince of Maryland

The humble pet^{n} of Gaspar Guerin Chirurgion sheweth

That Mary late Relict of Francis Mogge and now wife to Jn^{o} Harrington did about Aprill last and in the time of her widdowhood imploy yo^{r} pet^{r} in his Function for th^{e} Curing of a person that then lay wounded at her howse which by yo^{r} pet^{r} was perfected whereuppon sattisfac̄c̄on being demanded of the s^{d} Mary and since of John her said Husband being nine hundred pounds of tobacco (as by accompt may more largely appeare) but utterly refus'd by either and paym^{t} denyed therein to yo^{r} pet^{rs} detriment whereuppon he bringeth his suite And humbly Craues Ord^{r} of this Honno^{ble} Court for speedy paym^{t} of the said 900^{lb} tob: wth dam̄ages and Costs of suite And (as in duty bound) hee shall pray &^{c}—

20th William Hollingworth demands writt in Chancery ags^{t} William Price and Hannah his wife Relict of Hugh Lee to testifye concerning her the said Hannahs specialty to him the said William Hollingworth whereof part of the tobaccoe is paid and they to sett forth uppon Oath w^{t} is of the said bill remaininge (uizt)

Cecilius &^{c}, To W^{m} Price and Hannah his wife Relict of Hugh Lee Greeting for Certaine Causes to Vs propounded in Our Chancery wee strictly Charge and Com̄and yo^{w} that all Execuses & delayes sett apart yo^{w} be in proper person before us in Our said Chancery the first day of March next wheresoeuer it shall be to answere there to such thinges which shall be objected ags^{t} yo^{w} by or on the behalfe of W^{m} Hollingworth then and there, and further to doe and receiue w^{t}soeuer Our Court shall in this bussiness thinke ffitt, and this in noe wise omitt und^{r} the penalty of twenty poundes sterling and haue yo^{w} there this writt, Wittnes Our deare Brother Philip Caluert Esqꝫ Our Chancello^{r} & deputy Leiutenn^{t} of Our said Prouince of Maryland this *th of ffebruary 1664/5 Signed Philip Caluert

Liber B B I the said Thomas How haue been seuerall times at John Bayleys house, and I haue seen Great sacks of Goods in his Roome, and demanding whose they were of Reymond Stapleford he told me they were John Bayleys, and that hee had noe Interest in them but onely for the plantation and the thinges belonging thereunto, and that the Vessell was in halfes but as for the Goods that came last yeare and this, he had noe Interest therein, & further saith not sworne before me this 18th ffebruary 1664/5 Will^{m} Groome

Att a Prouinciall Court held att S^{t} Marys on the first day of March 1664/5

Charles Caluert Esqꝫ Gouerno^{r}
Philip Caluert Esqꝫ Deputy } P^{r}sent
Leiutenn^{t} and Chancello^{r}

p^{r}sent { Jerome White
Baker Brooke
Henry Cowrsey
Coll. W^{m} Euans } Esqꝫ Councello^{rs}

[p. 463] John Halfhead pl̄t } This Cause being last Court respited untill
Jone Nicculgutt Deft } the def^{t} in p^{r}son and those wittnesses that at the County Court of Caluert did testifye on the behalfe of the def^{t} did now at this Prouinciall Court make their appearance to answere &^{c} then being demanded of James Thompson the defend^{ts} Attorney what he had to say in defence herein, that the said Jone Nicculgutt should not serue the pl̄t one yeares seruice more as p̄ hime is Claimed, being desired to put in his Answere in writeing which is as followeth (uiz^{t})

To The Rig^{t} Honno^{ble} the Gouerno^{r} and Councell the humble Replicac̄on of James Thompson Atturney of Jone Maglanna—

Wee affirme that wee haue Serued twelue yeares And are able to proue it by Euidence.

John Boage Sworne in Open Court saith

All that I cann say in this Bussiness is that Come May or June next will be 13 yeares agoe since I say the said Jone at the howse of Phillip Lands doeing the worke of a seruant att S^{t} Marys being that yeare after the Genny ffrygott Came in

Andrew Robinson sworne in Open Court saith

I was a seruant in the howse wth this wench at my Mast^{rs} Lands and my M^{r} ffox bought her and there was Mast^{r} Cowrsey Cap^{t} Gwyther and others att M^{r} Hattons howse upon the apprаysm^{t} of M^{r} Lands Estate and there was some dispute about me and this wenches seruice and she was Ordered to liue wth Philip Land, and that this depon^{t} came Ouer in Cap^{t} Husbands and then the Guyney frygott came in and this wench came ouer in a new England uessell and last Candlemas day past was 13 yeares since this depon^{t} came into this prouince and that she came in that same yeare Liber B B

And further these depon^{ts} saith not

Sworne in Open Court p^{ma} March 1664/5
Daniel Jenifer Cl̄ke

The def^{t} craues a nonsuite which was Ordered wth these Charges following (uizt)—nonsuite 150

Ordered the def^{t} be sattisfyed the said ffees of 780^{lb} tob	Atturneys ffees	180	lb tob: 780
	Attendance	270	
	Wittnesses attendance.	180	

The said Jone Nicculgut demands Execucōn ag^{t} the Estate of John Halfhead for the abouesaid sum̄e of 780^{lb} tobaccoe

warr^{t} to sherriffe of Caluert County to Execute &^{c} dated first o* *

This Indenture made the second Day of March in the yeare of Our Lord God One thowsand six hundred sixty ffowre Betweene Daniel Jenifer of S^{t} Marys County in the prouince of Maryland Gent^{n} of the one party And John Pickering of the Citty of Bristoll in England Salter of the other party Witnesseth that the said Daniel Jenifer for a ualuable Consideracōn in hand allready receiued by him the said Daniel Jenifer from the said Pickering, Haue granted Bargained sold Alienated inffeoffed and Confirmed, And by these p^{r}sents for himselfe his heires Executo^{rs} Administ^{rs} and Assignes Doe Grant Bargaine sell Alienate inffeoffe and Confirme unto the said John Pickering his heires Executo^{rs} Administrat^{rs} and Assignes all that parcell of land (Called Botolph lane) lying on the East side of Chesepiake Bay on the west side of Trasquaking riuer beginning for Breadth at a branch called Growders Branch running downe the riuer for Breadth west to a marked white oake standing by a marsh two hundred and fifty perches bounded on the North wth a line drawne north for length into the woods three hundred & twenty perches bounded on the East wth a line drawne East from the end of the former line two hundred & fifty perches bounded on the south wth a line drawne south from the end of the aforesaid line for the length of three hundred and twenty perches till it intersects a parallell drawne from the said branch bounded wth the said Branch on the west wth the said riuer Conteyning and now laid out for ffiue hundred acres more or lesse, wth all Edifices Howses proffitts pattents writeings Comodities and Hereditam^{ts} to the same belonging or in any wise appertaining, And all the Estate right Title Interest Claime and demand whatsoeuer he the said Daniel Jenifer hath of in and to the said ffiue hundred acres abouesaid or any part or parcell thereof, by uertue of any Grant bargaine or sale heretofore made to him the said Daniel Jenifer by any p^{r}son or p^{r}sons whatsoeuer, To haue & to hould the said fiue hundred acres of land and euery part and par- [p. 464]

Liber B B cell thereof unto the said John Pickering his heires Executo^{rs} Administrat^{rs} and Assignes to the onely proper use and Behoofe of the said John Pickering his heires and Assignes for Euer freed acquitted and at all times hereafter discharged by him the said Daniel Jenifer of and from all and all manner of former and other Bargaines Grantes Sales Leases forfeitures Joynters Dowrys Surrenders Judgm^{ts} Execuc̄ons and of and from all other titles Troubles and [p. 465] incumbrances whatsoeuer and at time & times hereafter att request had and made to him the said Daniel Jenifer more assure and Assurances by the Councell learned in the law of the said John Pickering shall be aduized Deuized or required for the more Absolute and perfect surety and sure makeing of all & singuler the said ffiue hundred acres of land and euery part & parcell thereof unto the said John Pickering his heires Executo^{rs} Administrato^{rs} & Assignes for euer In Confirmac̄on hereof the said Daniel Jenifer hath hereunto sett his hand and seale the day & yeare aboue written

Signed sealed & deliuered   Daniel Jenifer   locus
in the p^{r}sence of   27 $\frac{3}{m}$ 64   sigill
Wiłł: Willett
Edward Sauage

Com̄and Daniel Jenifer th^{t} Justly &^{c} he keepe wth John Pickering of the Citty of Bristoll salter the Couen^{t} &^{c} of a parcell of land of fiue hundred acres (called Botolph lane) lying on the East side of Chesepiake Bay on the west side of Trasquakinge riuer &^{c}.   Philip Caluert

And the finall Concord betweene the said partyes forenamed is that the said fiue hundred acres wth all the Edifices thereon, the said Daniel Jenifer haue acknowledg^{d} to be the right of the aforesaid John Pickering as these of the said John Pickering hath of the guift of the said Daniel Jenifer and the same he hath remised & quitt Claimed from him & his heires to the said Jn^{o} Pickeringe and his heires for euer, And further the said Dan: Jenifer haue granted for him and the heires of the s^{d} Daniel Jenifer that he will warrant to the said Jn^{o} Pickering and his heires the aforesaid fiue hundred acres of land wth the apurtenances ags^{t} him the said Daniel Jenifer & the heires of him the said Daniel Jenifer for Euer and for this remise release and quitt Claime the afores^{d} John Pickering haue Giuen the sum̄e of ffiue thowsand pounds of tobaccoe

Acknowledged in Open Court   Daniel Jenifer
Philip Caluert

[p. 466] July the 12th 1664

This Bill bindeth me James Jolly my heires Executo^{rs} and Administrato^{rs} to pay or Cause to be payd unto Charles Caluert his heires or Assignes the full & Just sum̄e of Six thowsand pounds of good merchantable leafe tobb: and Caske according to Act of Assembly it being for a ualuable Consideracon by me allready receiued, to the which paym^{t} well & truely to be made I binde my selfe my heires and Administrators firmly by these p^{r}sents as wittnes my hand the day & yeare aboue menconed Liber B B

of
the mark II James
Jolly

Wittnes
Bartho: Coates
of
the mark + Mark
Cordeur

On the back side was written thus

Know all p^{r}sons by these p^{r}sents that I Charles Caluert of S^{t} Marys County doe hereby assigne ouer unto Daniel Jenifer all my right title & Interest of the remaind^{r} of this Bill wthin specifyed which is ffowre thowsand pounds of tobacco & Cask the whole being Six Thowsand as wittnes my hand this 7th day of Decemb^{r} 1664—

Wittness
Basill Mason
Edw^{d} Sauage

Charles Caluert

Know all men by these p^{r}sents that I Charles Caluert of S^{t} Marys in Maryland Esq haue Constituted & Ordained Daniel Jenifer of the said place my true and lawfull Atturney for me and in my name to demand sue for recouer and receiue of James Jolly late of the said place Innholder the sume of fowre thowsand pounds of tobacco wth Caske due to me from the said Jolly by Bill und^{r} his hand, and after Iudgm^{t} thereon obtained to implead imprison and uppon paym^{t} thereof out of prison to release and discharge and acquittance acquittances or other discharges in my name to make & pass to the said James Iolly or his Assignes rattifying and allowing what my said Atturney shall doe in & Concerning the p^{r}misses as stable and firme as I my selfe Could doe were I there p^{r}sonally p^{r}sent In wittnes whereof I the said Charles Caluert haue hereunto set my hand this second day of Decemb^{r} 1664/5

Charles Caluert

Daniel Jenifer the Attorney of
Charles Caluert Esq plt
James Iolly defend^{t}

The defend^{ts} specialty being by the Board allowed and prou'd the plt now Craues Judgm^{t} for fowre thowsand pounds of tobb: being the remaind^{r} of Six thowsand in the said bill exprest, and according to the last Order of this Court as in folio 389, according to which Ord^{r} the defend^{t} att this Co^{rt} not appearing by himselfe nor Atturney in defence &^{c}— [p. 467]

Whereupon Ordered that Daniel Jenifer the Atturney of Charles Caluert Esq haue Execucon ags^{t} James Iolly for the sume of Fowre thowsand pounds of tobaccoe and Caske, wth Charge and Costs of Suite—

Liber B B Know all men by these prsents that I James Jolly of St Marys in St Marys County in the Prouince of Maryland Doe stand Justly Indebted unto Thomas Nottley of the same County and Prouince Merchant the Just quantity of Thirty thowsand pounds of good merchantable arranoco leafe tobacco & Caske, and for the true paymt thereof to be made unto the said Thomas Nottley his heires Executors and Administrators or Assignes I binde me my heires Executors & Administrators ffirmely by these prsents, In Wittnes hereof I haue underneath the following Condic̄on sett to my hand and seale the 23d day of January anno 1663

The Condic̄on of the abouesaid Obligac̄on is such, that if the aboue bounded James Iolly, his heires Executors Administrators or Assignes or either or any of them shall well and truely pay or Cause to be paid unto Thomas Nottley his heires Executors Administrators or Assignes the Just quantity of ffowreteen thowsand Nine hundred thirety and ffiue pounds of good sound bright merchantable tobacco & Caske, either at Conuent place or places in either Charles County or St Marys County wthin this prouince, then this Obligac̄on to be uoid otherwise to remaine in full force power and uertue In wittnes to the aboue Obligac̄on & Condic̄on the said Jolly haue hereunto sett his hand and seale the day & yeare aboue written

Signed sealed & deliuered
In prsence of Vs
Perseuell Read
John Smyth

the marke of
James II Jolly

The abouesaid Obligac̄on was on the 22th Decembr 1664 in open Court proued by John Smyth Daniel Jenifer

[p. 468] 1663 James Jolly Dr p̄ Contra Credr
June 20th To pay p̄ obligac̄on 14935lb tob: p̄ Ballance of acco.. 3860
Due to Tho: Nottley hereon....11075
Sworn to in Open Court by
Thomas Nottley the 22th day 14935
of Decembr 1664 Daniel Jenifer Cl̄ke

Thomas Nottley pl̄t
James Jolly deft
The defts Obligac̄on being by the Board allowed and prou'd, the pl̄t now Craues Judgmt for Eleauen thowsand seauenty ffiue pounds of tobacco being the rẽmaindr of ffowrteen thowsand Nine hundred thirety ffiue pn̄ds of tobacco in the said Obligac̄on exprest, & according to the last Order of this Court ut est in folio 389 according to which Order the deft not appearing by himselfe nor Atturney in defence thereof—

Whereupon Ordred that Tho: Nottley haue Execuc̄on Against James Jolly for the sum̄e of Eleauen Thowsande seauenty ffiue pounds of tobacco wth Caske the remaine of the aboue menc̄oned accot:

This Bill bindeth me James Jolly of S^{t} Marys Innhold^{r} my heires Executo^{r} & Administrato^{rs} to pay or Cause to be paid unto Christopher Dobson or his Assignes the sum̄e of seauen thowsand pounds of tobacco and Caske to be paid in some Conuenient place in S^{t} Marys County at or uppon the tenth day of October next, for the true paym^{t} whereof I binde me my heires Executors & Administrato^{rs} in the penall sum̄e of ffoureteen thowsand pounds of tobacco as wittnes my hand this 23^{d} day of Aprill 1664 Liber B B

his
James II Jolly
marke

Wittnes the word next
enterlined
Francis Jackson
Abraham Wattson

Sworne unto in Open Court by Abraham Wattson 22 xcem̄: 1664 to be th^{e} Act and deed of Ja: Jolly
Daniel Jenifer Cl̄ke

These are to Certifye that Francis Jackson Gent^{n} aged 36 yeares made oath this 14th Decemb^{r} 1664 that the aboue menc̄oned Bill was signed & deliuered by James Jolly for the use of Christopher Dobson in the said Jacksons p^{r}sence and that he subscribed his name as wittnes of the same taken before mee Charles Caluert

Christopher Dobson Pl̄t
James Iolly Def^{t}
The deft^{s} Obligac̄on being by the board allowed and prou'd, the pl̄t now Craues Judgm^{t} for ffowrteen thowsand pounds of tobacco being the sum̄e specifyed in the said Obligac̄on and according to the last Order of this Court ut est in folio 390, according to which Ord^{r} the def^{t} not appearing by himselfe nor Atturney in defence thereof Whereupon Ordered that Christp^{r} Dobson haue Execuc̄on ags^{t} James Jolly for the sum̄e of ffowrteen thowsand pounds of tobacco— [p. 469]

John Abington Pl̄t
John Salesbury Def^{t}
The pl̄t^{s} pet^{n} being read, The Board Ordred a Jury to Consider thereof–Warr^{t} to sherriffe to impannell a Jury of 12 able men Ret̄: forthwth

Sherriffe returnes his warr^{t} & Impannells

fforeman
M^{r} Walter Hall
John Gittings
Geo: Thompson
Peter Watts

Walter Peake
Jn^{o} Metcalfe
Jasper Guerin
Henry Ellery

Thomas Paine
Christ^{r} Dobson
Rob^{t} Jones
William Allen

Jury deliuers in to the board theire Virdict written on paper as followeth–Wee finde for the pl̄t three thowsand pounds of tobb: for his dam̄age susteyned, wth Cost of suite Ordered it be entred for Judgment

Thomas Nottley Pl̄t
George Thompson Def^{t}
The Def^{t} in Court acknowledgeth Judgm^{t} to the Pl̄t: for Two thowsand seauen hun-

Liber B B dred pounds of tobacco being the remaind^{r} of that sume of ffowre thowsand and Eighteene pounds of tobacco expresst in his the plt^{s} petition in folio 420, wth Cost of suite & Clks ffees

Thomas Nottley Plt } Ordered that that attachm^{t} by the plt obtain'd
John Walton Def^{t} } ags^{t} the def^{t} in fo: 455 be Continued till next Prouinciall Court then if the def^{t} neither by himselfe nor Atturney doe appeare in defence thereof Judgm^{t} then to pass ags^{t} the def^{t} for the said sume soe sued for—

[p. 470] Know all men by these p^{r}sents that wee Lancellott Anderson of Hull Mariner and Thomas Mountfort of London Mech^{t} doe make Ordaine Authorize and appoint Our trusty and Well beloued freind Thomas Sprigge of Caluert County Gent^{n} to be our true and lawfull Atturney and for us and in Our names to aske sue for leuie or demand all such debt or debts as doe rightly appertaine to either of us the said Lancellott Anderson or Thomas Mountfort (on behalfe and uppon accompt of M^{r} Edmund Custis of London Merchant) Our heires or Assignes, and further it shall and may (by uertue hereof) bee lawfull for Our said Atturney upon all Occasiones whatsoeuer to Constitute one or more Atturney or Atturneys to act und^{r} him in and upon the behalfe of Vs Lancellott Anderson and Thomas Mountfort and his or his said Atturneys actions on Our behalfe shall be as Authentick as if wee Our selues were there personally present in ratificacon whereof wee Joyntly Obleige Our selues and heires as wittnes Our handes and seales this 23^{d} of May 1664—

Signed sealed & deliuered — Lancellott Anderson Seale
In the p^{r}sence of Vs — Thomas Mountfort Seale
Edw^{d} Richardson
John Emerson

Sworne Benjamin Rozer and Edward Richardson this 5th of Octob^{r} 1664 as wittnesses to the aboue said letter of Atturney which was by them acknowledged to be deliuered as the Act & deed of Lancellott Anderson and Thomas Mountfort to the said Thomas Sprigge, in open Court Daniel Jenifer Clk

On the back side of the said letter of Atturney thus follows

I doe hereby depute my Louing freinde W^{m} Caluert to act in my behalfe in any bussines or suite in the behalfe of Lancelott Anderson or Thomas Mountfort and doe giue him as much power as I haue uertue of the wthin letter of Atturney, Wittnes my hand this first of March 1664 Tho: Sprigg

Wittnes
Daniel Jenifer
Will^{m} Hollingworth

Thomas Mountfort by his Atturney
Thomas Sprigg Pl̄t
William Price Def^{t}

The pl̄t sues as in pet^{n} folio 364 producing his accompt Confirm'd by the def^{t} att the bottom thereof und^{r} his hand the def^{t} neither denying nor Confessing his said hand und^{r} the accompt, Whereupon his Answere was desired in writeing as followeth— Liber B B [p. 471]

The Def^{t} desires the Letter of Atturney to be prou'd and produced and further demurrs ags^{t} th^{e} accompt desiring it may be proued according to the law of the Country–Which said letter of Atturney was produc'd and formerly prou'd in this Court by the wittnesses, and the acc^{o} attested by the def^{t}

Therefore Ordered that Judgm^{t} doe passe for three thowsand six hundred twenty ffiue pounds of tobacco wth these charges following and all other Costs of suite ags^{t} the def^{t}

An account of Thomas Sprigg his Charges in the Suite betweene him & William Price—

Imp^{r} for Atturneys ffees	60	600^{lb} tob
ffor two dayes coming to Court	60	
ffor two dayes goeing	60	
ffor 2 wittnesses 7 dayes	420	

Andrew Skinner Pl̄t
Richard Collett Deft

The def^{t} being indispos'd in Body as by his letter to M^{r} Jn^{o} Anderton did appeare– Ordered that this Cause be respited till the next Prouinciall Court then the deft by himselfe or Atturney to appeare and abide Judgm^{t} of Court therein—

John Abington deliuers into Court his bill of Charges ags^{t} John Salesbury as followeth

1 dayes attendance	30
2 dayes coming 2 dayes goeing last Co^{rt} wth Attur̃: ffees	180
2 dayes coming of 2 men as wittnesses & 2 dayes goeing	240
1 dayes attendance of the wittnesses	60
4 dayes coming and goeing this Court	120
2 dayes attendance and Attorneys ffees	120
Ordered the s^{d} John Abington be allowed the said seauen hundred and fifty p̃nds tobb	750

To the hon^{ble} the Gouerno^{r} and Councell of the prouince of Maryland [p. 472]

The humble pet^{n} of John Askin Sheweth

That yo^{r} pet^{r} coming into this Country a seru^{t} wthout any Indenture hath honestly faythfully and truely serued M^{r} John Anderton of Caluert County for the tearme of seauen yeares Now soe it is

Liber B B that the said John Anderton after yoʳ petʳˢ arriuall in this prouince hath forced yoʳ petʳ to signe an Indenture to serue him 9 yeares Contrary to the law and Custom of this prouince and still would force him to serue the other 2 yeares Vnless yoʳ Honnoʳˢ be pleased to free him by Order of this honᵇˡᵉ Coʳᵗ unto whome he doth put himselfe and humbly Craues Ordʳ thereof for his Corne & Clothes and dam̃age—And he shall pray &ᶜ—

John Anderton being pʳsent and not shewing Just Cause why the petʳ should not haue his ffreedome Therefore Ordered the said John Askin haue his ffreedome and that the said John Anderton deliuer him his Corne & Clothes according to the Act of the Country

The Court adjourns untill to morrow morning att 9 of the Clocke

All pʳsent as yesterday this second March 1664/5

To the honᵇˡᵉ the Gouernoʳ & Councell of the prouince of Maryland

The humble petⁿ of Jnᵒ Gittings the Atturney of Mistris Margarite Perry sheweth

That whereas yoʳ petʳ hath Obtained Judgmᵗ for two thowsand pounds sterling agsᵗ the Estate of John Bateman Esqꝫ deceased and whereas yoʳ petʳ hath taken out Execuc̃on for the said debt and deliuered it to the sherriffe of Caluert County who hath returned the said writt (Executed according to the appraysmᵗ) One hundred thirety nine Thowsand nine hundred seauenty and One pounds of tobacco—

[p. 473] Now the humble request of yoʳ petʳ is that this honoᵇˡᵉ Board will be pleased to Order at what rates yoʳ petʳ may accept of the tobacco in discharge of the debt of two thowsand pounds sterling—And he shall pray &ᶜ.

Ordered uppon the foregoeing petⁿ that the Atturney of Margarite Perry receiue the tobacco therein exprest att three halfe pence p̄ pound—

The Honnoᵇˡᵉ Leiutennᵗ Generall desires the rest of the Councell that the Bussiness Concerning the sloope Red Sterne may be taken next in hand, whereupon Iacob Backer was Called, who had from last Court 6 months time to proue himselfe and Vessell ffree to trade in any of his Maᵗⁱᵉˢ Dominions &ᶜ according to that Order in folio 398

Then was read Generall Nicolls letter sent (by the said Backer) to the Gouernoʳ and Councell as allsoe the Certifficates of the Generalls to the said Backer and Dericke Janson Smyth which are all as followeth—

New York January 24ᵗʰ 1664

Vppon the Complaint of Jacob Backer Merchant & Derrick Janson Smith that their sloope and goods are seized, and detained by Order of Court in Maryland after Entry made in the Office of the said Sloope the red Sterne, according to Act of Parliam^t and contrary to the Certifficate which they had und^r my hand and seale, I finde my Selfe uery much Concern'd to appeare in the defence of that Commission and Instruccons which his Ma^tie intrusted mee w^th all, that his Ma^ties Councell and secretaryes may not be brought into questione in any of his Dominions for passing instruccons Contrary to Acts of Parliam^ts and in the last place that I haue not Exceeded his Ma^ties Commission, & Consequently that the said sloope and Goods ought not to be detained, and therefore soe farre as concerns this matter, I shall truely make report to yo^w in the uery words of his Ma^ties Instruccons Authorized by the broad Seale (vizt) To reduce the Dutch in or near Long Island or any where w^th in the limitts of Our owne Dominions to an intire obedience to Vs and Our Gouernm^t &^c, reducing them to the same Rules and Obedience w^th our owne subjects there, which yo^w are to let them know, is all wee aime att, w^th out any purpose of using any other uiolences upon or towards them than such as are necessary to those ends, and that no man shall bee disturbed or remoued from what he possesseth who will yeilde Obedience to Vs, and liue in the same subjection and uppon enjoying the same priuiledges w^th our other good subjects &^c, They hauing no kinde of right to hold what they are in possession of, in Our Vnquestionable Territoryes, than that they are possessed of it by inuasion of Vs. Thus farr the 2^d Article of his Ma^ties Instruccons Liber B B [p. 474]

The first Article of a 2^d Instruccon sayes amongst other things

That the Dutch may no longer Exercise & Engrosse that Trade which they haue wrongfully possest themselues of, and being in Our possession before they as priuate p^rsons, and w^th out any Authority from their superiours and against the law of Nations and the good intelligence &^c and detained the same to the prejudice of Our Crowne and Dignity and therefore Ought in Justice to be resumed by Vs, except they will entirely submitt to Our Gouernm^t, and liue there as our other good subjects under it, and in that Case yo^w shall let them know by priuate Significacons and Treatyes, or by any publicqe Declaracon set out by yo^w in Our name, that Wee take them into Our Protection, and that they shall Continue and enjoy all their possessions, and the same freedome in Trade w^th Our good subjects in those parts./

By all which thus literally remitted to yo^w it does appeare that the dutch (who are Compriz'd in the Articles made at New Yorke) are to enjoy the priuiledges of Englishmen which must be as Dennizens, According to the Articles because Naturalizcon is onely by Act of Parliament

As to the Acts of Parliam^t quoted in yo^r Order (uiz^t) for Encouragm^t and Encrease of shipping, for encrease of trade (wherein his Ma^tie and Councell are most tender) bee pleased to Compare

Liber B B them in the most pertinent Clauses, wth the Instruc̄c̄ons, and yow will finde noe Contradic̄c̄on, though in all Nac̄ons the Condic̄ons of Surrender haue been of an inuiolable nature & Creditt In the Act for Encourageing and encrease of shipinge and nauigac̄on, it is said, or wch may hereafter belong unto, or be in the possession of his Majes-
[p. 475] tie his &c in Asia Africa or America in any other ships &c but in such ships &c or are of the built of and belonging &c whereof the Mastr &c are English undr the penalty &c. In another Clause of the same Act it is said that from &c whereof any stranger or strangers borne (unles such as be dennizens or naturalized) in which whole Act, there is still a regard had to America, and all the Territoryes to his Matie belonging or in his possession or which may hereafter belong unto, or be in the possession of his Matie &c, and I suppose from thence it may easily be deduc't that his Matie at the passing of that Act intended what he hath now brought to pass here, to reduce the dutch to his Obedience and wthout intention (as is exprest in the Instruc̄c̄ons) to depriue them of trade wth other his Maties good subjects here, but on the Contrary his Maty hath Authorized mee by treaty &c and to receiue them as his subjects in America and by Consequence theire Vessells (also) are to be esteemed, That his Matie doth Claime theise partes as his Auncient and unquestionable Territory & Dominion as appeares in his Maties Instruc̄c̄ons (though lately reduc't to his Obedience) which point cannot be deny'd without affirming that his Matye hath inuaded the Dutch in theire proper Territory, and if granted, yow will read in the Act for pruenc̄on of fraud &c That a shipe or Vessell built here is an English Vessell, where t'is said that noe forraigne built ship (that is to say) not built in any of his Maties Dominions of Asia Africa, or America, referrs still by way of Connexc̄on and Common Sence not Onely to former explanac̄ons of Territoryes, which may hereafter belong, or be in the possession of his Matie in Asia &c. but is further pursued in the same Chapter, saying it is to be understood that his Maties subjects of England Ireland and his plantac̄ons are to be accompted English and no others, And I hope the Dutch here hauing Surrendred upon those termes and taken the Oath to his Matie will beare that Character in any of his Maties Dominions, for it is plaine that his Matie resum'd this place as belonging to hime though not in his poss̄sion, which words are frequent in all the Acts it does in the next place appeare that a lawfull Entry was made and admitted in the Office, which ought not to haue been to Ensnare One of his Maties
[p. 476] subjects into an ensueing Arrest when his shipe was loaden, for in the aforesaid Act for Encouragemt of shiping, it is enacted That if any Officer of the Customes shall &c or if any person who is or shall be made Gouernor of any lands Island Plantac̄on or Territoryes in Africa Asia or America by his Matie his heires or successors shall Suffer any Forraigne built shipe or Vessell, to load or unload any

Goods &^{c}, for if yo^{w} seeke to ensnare Jacob Backer and the Mast^{r} Liber B B
the same Act will be in force for suffering him to make his Entry, to unload & load but I presse this as the weakest of all Arguments supposing I haue explained his Ma^{ties} Instruc̄cons and theire Agreem^{t} wth Acts of Parliament. I had allmost forgott to answere the Objec̄cons which may arise from the Act for Encouragem^{t} of Trade, partly because I suppose enough is said to Argue that this place hath been allwayes Concluded in his Ma^{ties} Dominions, and now in his Majesties subjec̄cons and und^{r} Oath to his Ma^{tie} and partly because I onely finde in the thirde Paragraue of that Act, one seeming doubt or Objec̄con where t'is said noe Comodity of the growth produc̄con or manifacture of Europe, shall be imported into any land, Island Planta̅con &^{c} but shall be bona fide and wthout fraud, Laden and shipped in England Wales or the towne of Berwick upon Tweed, and in English built shipping, all which Parragraue onely relates to shipes from Europe and cannot be applyed to interdicting shipes of this place without denying liberty of trade in Maryland equally to the English of Boston or the Barbadoes, in the Close of which Paragraue where the Confisca̅con is diuided by thirds saying, the other thirde part to him or them who shall seize informe or sue for the same in any of his Ma^{ties} Courts, in such of the said lands Planta̅cons &^{c}. Giue me leaue to make an Objection not onely out of the Order of yo^{r} Court, but out of the whole Body of yo^{r} lawes, wherein his Ma^{tie} is not soe much as named, and truely herein I finde uariety of scruples, whereof I shall at p^{r}sent say noe more.

In the fourth Parragraue of the said Act for the better p^{r}uen̄con of fraud &^{c}, euery p̄son or p̄sons Importing &c into any &^{c} Planta-c̄ons, shall deliuer to the Gouerno^{r} &^{c} or to such p^{r}son or Officer &c [p. 477]
his or theire Names and Surnames &^{c} and no ship or Vessell coming to any such &^{c} shall lade or unlade any &^{c} untill the Mast^{r} &^{c} shall first haue made knowne to &^{c} the arriuall &^{c} and haue shewne &^{c} or made good by producing a Certifficate &^{c} and nauigated and haue deliuered to such &^{c} together wth the place &^{c} und^{r} the Paine of &^{c} all which relates still to shipes from Europe trading to any of his Ma^{ties} Planta̅cons, And yet Jacob Backer hath (as appeares by his Certifficate Vnd^{r} yo^{r} Officers hand) made the Entry of his Vessell and Goods, unloaded and loaded them, hath shewen his Certifficate, that he is a subject of the King, in this his Ma^{ties} Planta̅con, and that all his Marriners are Inhabitants of this place, and are to enjoy th^{e} benifitt of the Articles, I doe uerily perswade my selfe, that after this full informa̅con, yo^{w} will finde Cause to release the said Vessell & Goods and that yo^{w} will excuse my plainness and unskilfullnes in these matters hauing no other designe but of a right understanding between Vs, and to make manifest my first posicon, That his Ma^{tie} by receiuing the dutch (as his unquestionable Territorys) into his Protection as his subjects, and auncient Dominion, hath had a ten-

Liber B B der regard to the Strength of all the Clauses in euery Act And that I haue not exceeded his Ma^{ties} Instruccons, or in any thing where unto I am deputed and Authorized by his Royall Highnes the Duke of York in this Collony, all which I recomend to yo^{r} serious Consideracon and remaine— Yo^{r} uery affec^{te} & faythfull seru^{t}

Richard Nicolls

To the Hono^{ble} the Gouerno^{r}
the Chauncellour and
Councell of the Prouince
of Maryland att S^{t}
Marys

[p. 478] These are to Certifye all whom it may concerne that the bearer hereof Derrick Jansen Smyth being an Inhabitant of this towne at the surrend^{r} thereof into my hands und^{r} his Ma^{ties} Obedience is to enjoy (as a ffree Dennizen of this place) all such im̄unityes and priuiledges as are Contained in the Articles, and amongst the rest, the benifitt of the 14th Article, declaring in manner following that (locus sigilli) (uizt) If any Dutch liuing here shall at any time desire to Trauaile or Trafficke into England, or any place or plantac̄on, in Obedience to his Ma^{tie} of England or wth the Indians hee shall haue (uppon his request to the Gouerno^{r}) a Certificate that he is a ffree Dennizen of this place and Liberty to do so I do therefore hereby will and require all p^{r}sons that they p^{r}mitt and suffer the said Derrick Jansen Smyth to passe wth his sloope or Barke Called the red Sterne, about his occasiones unto Vergenia, or any of the parts adjacent wthin his Ma^{ties} Dominions in America & there to receiue in fraight or Merchandize, and to Traffick in such Comodities as are not prohibited and to returne wthout any manner of lett hinderance or molestac̄on whatsoeuer. Giuen und^{r} my hand and seale att ffort James in New Yorke on the Isle of Manhatans this 28th day of September 1664—

Richard Nicolls

To all Officers both Military
and Ciuill and whom else
this may Concerne

These are to Certifye all whom it may Concerne That the Bearer hereof Jacob Baker being an Inhabitant of this towne att the surrender thereof into my handes under his Ma^{ties} Obedience is to enjoy (as a free Dennizen of this place) all such im̄unityes and priuiledges, as are Contained in the Articles, and amongst the rest, the benifitt [p. 479] of the 14th article declaring in manner following That (Vizt) If any Dutch liuing here shall at any time desire to trauaile or Traffick into (locus Sigill) England or any place or plantac̄on in Obedience to his Ma^{tie} of England or wth the Indians he shall haue (upon his request to the Gouerno^{r}) a Certifficate that he is a free Dennizen of this place and Liberty to doe soe. I do therefore hereby will & require all persons, that they p^{r}mitt and suffer the said Jacob Baker to passe about his Occasiones unto Virgenia or any of the parts adjacent, wthin his

Majesties Dominions in America And there to Trafficque in any Merchandize not prohibited and to returne wthout any manner of lett hinderance or Molestac̄on whatsoeuer Giuen undr my hand and seale at ffort James in New Yorke on the Isle of Manhatans this 26th day of Septembr 1664— Richard Nicolls Liber B B

To all Officers both Military
and Ciuill and whom else
this may Concerne

After the foregoeing papers was read, and all Acts of Parliamt tending thereto produc'd and per-us'd the Board thought it most Conuenient to haue a Jury of 12 able prsons to go upon the meritts of the whole Bussiness, and Not that it should be wholy throwne upon the Gouernor and Councell, whereupon

Warrt to sherriffe to impanell 12 able prsons to serue uppon a Iury–Ret̄ forthwith—

In the Interim Jacob Backer desires the informac̄on may be read, which was, as in folio 397, and deliuered hime in writeing, being desired from the Board to put in his answere in writing to deliuer the Jury, being but yet Verbally giuen Which is as followeth, at the bottom of the informac̄on (uizt) Jacob Baker in Defence of the aforesaid sloope pleads Not Guilty

Sherriffe returnes his warrt and warnes—

fforeman Capt Thomas Mannyng
Capt Willm Burges
Thomas Paine
John Bayley
John Abington
Willm Hollingworth
Thomas Sprigg
John Gittings
George Yates
Walter Hall
Geo: Thompson
Gasper Guerin

The Iury hauing theire Charge deliuered them Whither Jacob Backer in defence of the said sloope be Guilty or not, both Acts of Parliamt wth Generall Nicolls letter and the Certifficates wth all papers being also deliuered into the Iury— [p. 480]

Who returnes into Court and deliuers in theire Virdict endorsed on the back side of the informac̄on thus (Not Guilty) whereupon the said Backer & Derrick Janson Smyth are dismist, and the sloope wth her Goods againe deliuered into theire possession

Thomas Whyniard and Edward Ladd being Called to the Barre, but noe wittnesses coming in agst them, Proclamac̄on is made, that the prisoners stands uppon theire deliuery, after 3 times proclaim'd and noe prson appearing, it is Ordered they be Clear'd by Proclamac̄on

Liber B B John Holmwood Called to answere the Grand Jury theire Inditem^{t} ags^{t} him as in folio 386, hee desires those depositiones in folio 456 may be read; after which the Board told him that they doe not accuse him for the death of his seru^{t}, but that he did not fullfill the law by a Causing a Iury of Inquest to ueiw the Corps, whereuppon he deliuers in his Answere in writeing on the back side of the Inditm^{t}

And the said John Holmewood defendeth himselfe and saith that he did send to the next Comm^{r} to informe him of the death of his said seruant, and that the said Comm^{r} did refuse to impannell any Jury to enquire of the death of his said seru^{t}, and for as much as Concernes his not appearing before the Comm^{rs} of Anne Arundell County he understandeth not that his Lōp will be thereof Answered, because he was at the day by the said Comm^{rs} appointed for his appearance in An Arundell County summoned by his lōps writt as a member of the last Assembly and did there appeare and uppon this he Joyneth issue &^{c}.

No p^{r}son appearing ags^{t} the said Holmewood It is ordered he be Clear'd sine die—

Richard Collett pl̄t
Richard Ackworth Defend^{t} } Neither appearing Retract'st—

[p. 481] M^{r} Atturney Generall acquaints the Gouerno^{r} & Councell of a person (to him informed) buryed and suspected murdered, uppon the dwelling plantac̄on of Elizabeth Greene Wherefore Ordered a Venere facias issue for the said Elizabeth ags^{t} the next Prouin^{all} Court, and Thomas Hughes subpened to testifye in the said bussiness—

John Browne and George Bradshaw being arrested at his Lōps suite to this Prouin^{all} Court, M^{r} Atturney Generall informes th^{e} Court that the wittnesses denyes to affirme upon Oath what they first alleadg'd, wherefore Ordered this Cause be retracted—

Christop^{r} Dobson pl̄t
Abraham Wattson def^{t} } this Cause fall'n

Christopher Dobson Pl̄t:
Jn^{o} Reynolds and Edward West Dft Retracted.

Christopher Dobson Pl̄t
John Reynolds Dft } ut supra

William Smyth Pl̄t:
William Price Dft } The pl̄t sues as in his pet^{n} in folio 447 and the def^{ts} Obligac̄on produc'd and read the board desiring the def^{ts} answere in writinge which is as followeth–The

Def^{t} sayth in answere that the sum̄e of Thirety thowsand pounds of tobacco is not forfeited, and put's himselfe uppon tryall to the Court— Liber B B

The Court Considering the Bond and pet^{n} findes it not forfeited, untill the pl̄t susteynes dam̄age by being security for the def^{t} Whereupon the pl̄t by his Atturney W^{m} Caluert Esqꝫ nonsuites theire accōn.

The Court adjourns till the afternoon

All mett as before except the Leiutenn^{t} Generall absent

The Hon^{ble} Philip Caluert Esqꝫ Chancello^{r} and now Judge in Co^{rt}

William Hollingworth Pl̄t }
Thomas Wynne Dft } The pl̄t now sues according last Order of Court in folio 406, superdus beinge seru'd, uide folio 437 wth the scire facias in folio 449, the errors being now read put in last Court by the pl̄t wth the pet^{n} In folio 405 ags^{t} which the def^{t} is Ordered to put in his Objections, which are as followeth— [p. 482]

The Defendants Answere

1 Walter Pakes and William Price were Euidence as well as Hannah Lee—

2 Price was not then Concern'd being M^{rs} Lees Seruant—

3 That Act of Assembly is Concerning the forme of Proceedings at law and M^{r} Hollingworth Ought then to haue taken the aduantage of it before hee Ioyned issue—

Put to the uote error or not

M^{r} Cowrsey error
M^{r} Brooke not
M^{r} White not
Coll̄ Euans being formerly concern'd desires to be excus'd from giuing his note—
Chancello^{r} Error

Being equall uote and the Chancello^{r} as Judge It is Ordered that the Execucōn be respited and the meritts of the whole Cause giuen in and tryed by the next Assembly—

Edward Richardson pl̄t }
William Price Def^{t} } Retracted—

John Norwood Pl̄t }
Tho: Hammond Def^{t} } The pl̄t sues as in pet^{n} folio 422, the deft puts in his Answere by his Atturney Thomas Nottley on the back side of the declaracōn and pleads not Guilty and puts himselfe uppon the County for tryall—

This Cause being formerly Commenc'd, and the proceedings read as in folio 119, wherein is exprest the said tobacco to be receiued of Jn^{o} Hamond and not Tho: Hammond though paid away by his

Liber B B ffather Tho: Hammond, wherefore the def^{ts} Atturney Craues a nonsuite preferring likewise his bill of Charges, but either denyed being the suite of the Lord Proprietary, as by the Board alleadg'd.

Ordered this Cause be Retracted And since Ordered that the Charge of the foregoing suite, the execuc̄on thereof be respited till next Co^{rt}

[p. 483] John Norwood Pl̄t
William Dauies Deft } This Cause respited till next Court that John Norwood Come to proue his dam̄ages—

Know all men by these p^{r}sents that I John Norwood of Anne Arundell County gent̄ doe Constitute Ordeine and appoynte my louing freinde John Gittings my true and lawfull Atturney to prosecute all persons in any Cause or Causes depending at the next Prouinciall Court. Wittnes my hand this 7th day of ffebruary 1664

Wittnes John Norwood
Fran: Jackson
Luke Barber.

William Cole pl̄t
William Price Deft } Retracted

William Price & Hannah his wife, being arrested att his Lōps suite for the p^{r}formance of the said Hannahs Obleigm^{t} for the Couering the state howse att S^{t} Marys according to the Act of Assembly, the said William making his appearance the said Hannah being not able to trauaile soe farre—The abouesaid Act being read wherein the said Hannah doth Obleige her selfe to Couer the house aforesaid—

Wherefore Judgm^{t} of the Board is that the said William Price doe forthwith Couer the state howse at s^{t} Marys or lye in the sherriffes Custody till he doth giue good security to them that doth or shall soe Couer the said howse—

Reymond Staplefort and Humphery Jones being arrested at his lōps suite to this Court uppon suspicion of breaking open John Bayleys store and takeing seuerall Goods from thence but the wittnesses not appearing on the behalfe of the Lord Proprietary,

Ordered it be respited untill next Court And that the said Staplefort & Jones doe giue in sufficient Security or in the sherriffes hands to lye untill the said security bee soe giuen in, to appeare at the next Prouin^{all} Court in person to answere what shall be objected ags^{t} them on behalfe of the L^{d} Proprietary

[p. 484] William Hollingworth Pl̄t
William & Hannah Price Deft } the Bill in Chancery by the pl̄t preferr'd, being read, as in fo: 459 the said Hannah being indispos'd in health and not able to trauaile

Ordered therefore that a dedimus Potestatim be sent to some ffitt p^{r}sons to take her answere (in writeing uppon Oath) to the said bill in Chancery and sent downe to the Office ags^{t} the next Prouin^{all} Court Liber B B And further Ordered that the said William Price doe put in his Answere to the said bill tomorrow morning—

The Court adjourns till 9 of the Clock tomorrow morning

Mett on March the 3^{d} The Chancello^{r} & deputy Leiutenn^{t}, M^{r} Henry Cowrsey and Coll̄: Will^{m} Euans—

William Price deliuers into Court his answere to the Bill in Chancery ags^{t} him preferr'd by W^{m} Hollingworth according to the Order that yesterday past, as followeth

To the honno^{ble} the Gouerno^{r} and Councell of the High Court of Chancery of Maryland.

The Answere of W^{m} Price Defend^{t} ags^{t} William Hollingworth Complainant

That he knowes there was dealings betweene his wife and the Complainant.

That to the best of his knowledge he neuer saw any such specialty of three thowsand three hundred and seauen pn̄ds of tobacco as the Complainant saith he had und^{r} his wifes hand

That he neuer had any fraudulent Intent to wrong the Complainant But is & shall be ready to defray his debt to the Complain^{t} (if any due)

That as soone as his wife Hannah Price hath put in her Answere He will Come to issue wth the Complayn^{t} without any further trouble—

William Price

Ordered this Cause be respited till next Prouin^{all} Court, then the said Hannah her Answere to the said Bill to be put in as by the Ord^{r} abouemenc̄oned

John Gittings the Atturney of Thomas Browne pl̄t
Barnaby Jackson the Atturney of Robert Peyton def^{t}

The pl̄t sues as in pet^{n} 448, the def^{t} [p. 485] by his Atturney denyes that he hath any assits in his handes of Robert Peytons, and thereupon throwes up his letter of Atturney before the Board, relinquishing his said Atturneyshipe–the pl̄t by his Atturney then Craues attachm^{t} ags^{t} the Estate of the said Robert Peyton, which was by the Board Granted—

M^{r} Thomas Dent High sherriffe of s^{t} Marys County and Daniel Jenifer Cl̄ke of the Prouinciall Court desires this Honno^{ble} Board to Order how and by whome the ffees due to the said Dent and Jenifer must be sattisfyed, in that suite lately depending betweene William Hollingworth and Thomas Wynne—

Ordered that each p^{r}son soe imploying the saide sherriffe and Cl̄ke shall sattisfye, what charge soe by them seuerally made—

Liber B B M^{r} White and M^{r} Brooks takes theire Seates

Alexander D'hyniosa pl̄t } the pl̄t sues as in pet^{n} folio 419 the deft
Coll̄: Nath: Vtie Deft } denying that euer hee tooke the tobacco p̄ force but wth the Consent of the said Morgan. Some wittnesses being in this Cause wanting it is deferr'd till next Prouinciall Court, and the said D'hyniosa now departing the Country, his Oath is desired to be left behinde concerning some more of his the said Vtyes contemptuous and scandalous words uttered by him ags^{t} his Lō^{ps} rule & Gouernm^{t} here, which is as followeth—

Alexand^{r} D'hynoyossa late Gouerno^{r} of New Amstell aged 35 yeares or thereabouts maketh Oath—

That he was in the howse of Coll̄ Nathaniell Vtie and told him it would doe better for hime to deliuer this deponant his tobacco againe, which he had disposed off, after hee this depon^{t} had receiued and marked it wth his owne proper marke, which was Contrary to the law of this Country, And the said Nathaniell Vtie answered this depon^{t} twice he knew uery well what Country he was in, to which this depon^{t} answered and I know uery well in what Country I am, and the thirde time Coll̄: Vtie replyed I knowe uery well. I am in the Kings Country, to which this depon^{t} reply'd, but that notwithstanding in the Jurisdic̄con of my Lord Baltemore, to which the said Vtye reply'd, my Lord has lost the thirde parte of his Country allready
[p. 486] That is Delaware & the whore Kill and it may be will loose the other two partes too, then this depon^{t} asked him for what reason and he said my Lord hath allwayes writt himselfe Absolute Lord and Propriet^{r} of this prouince, he is no Absolute Lord the King is Absolute Lord, I answered him yo^{w} doe not know what yo^{w} speake, in the time when yo^{w} were in Comm^{con} for Josias ffendall to demand the towne att Delaware yo^{w} proposed to us that my Lord was a soueraigne Lord & a little while afterwards yo^{w} Resolued to turne out yo^{r} soueraigne Lord wth Josias ffendall and yet my Lord has pardoned yo^{w} and now yo^{w} see some oppertunity to affront my Lord againe yo^{w} turne Coate Once more, afterwards I told hime that he would doe well to deliuer me my tobaccoe againe by reason it was markt and receiue by mee the deponant if soe be yo^{w} will not yo^{w} will haue trouble about this bussinesse, he answered laughing at it what he had done was by Order from the King and that he had past his bill of sale to Abraham Morgan for the Negro in the name of his Ma^{tie} and as his Ma^{ties} Atturney he was forct to looke after his Interest and that he knew the Nigro was stole out of the fforte after S^{r} Robert Carre had sold him to Hanns Block I answered him that it would neuer be prou'd this negro was in the fforte, but that he was a Negro properly belonging to mee the Depon^{t} and that he was deliuered me by Peter Aldrick 3 weekes after the fforte was taken by the English to which the said Vtye reply'd that he knew better, and that S^{r} Robert

was resolued to send souldiers to fetch mee the depon^{t} & Abraham Liber B B
Morgan and to punish Abraham Morgan as theife, To which I answered that I was ffree from S^{r} Robert hauing a passe to passe through any of his Ma^{ties} dominions acting nothing against his Ma^{ties} Interest and that S^{r} Robert had nothing to doe here in Maryland, Coll̄ Vtye answered that they had theire Comm^{con} from his Ma^{tie} I answered that my Lord had allsoe his Comm^{con} from his Ma^{tie} Coll̄ Vtie answered that there was a greate difference betweene my Lord and Coll̄ Niccolls for Coll̄ Nicolls was Leiutenn^{t} Generall of all these p̄ts of America that he had seen his Comm^{on} and all his papers, and that he had letters and Instrucc̄ons from Coll̄ Nicolls and S^{r} Robert Carre to speake wth the Leiutenn^{t} Generall here, he must goe Necessaryly to S^{t} Marys but he had greate Bussiness there, he was not afraid of the Leiutenn^{t} Generall twas now his time to
looke his Enemyes in the face, and for what Concern'd the warr^{t} [p. 487]
from M^{r} Cowrsey he would not Obey it, besides that he had noe time to goe downe to s^{t} Marys at p^{r}sent for he must of Necessity goe to Delaware for S^{r} Robert stay'd for him and that he must carry that booke, hee askt him what booke it was, He told me it was the lawes of Maryland and this deponant tooke the Booke and lookt into it and found it To be soe, & further saith not

Jurauit 7th January 1664 Alexander D'hinoyossa
Coram me Philip Caluert
Sworn in Open Court
the 3^{d} March 1664/5
Daniel Jenifer Cl̄ke

Ordered that Coll̄ Nathaniell Vtie be taken into the Sherriffe Custody and finde sufficient security for his good behauiour till the next Prouinciall Court then to make his appearance to answere what shall be further objected ags^{t} hime

To the hon^{ble} Gouerno^{r} and Councell

The humble pet^{n} of Barnaby Jackson Sheweth

That whereas yo^{r} pet^{r} did take into his howse one Samuell Cooper sonn of Sampson Cooper deceased who was of yo^{r} pet^{rs} former acquaintance and neer Countryman for whose sake I did promise his aforesaid sonne he making Complaint to mee that he was like to be uery much wronged of w^{t} his father had left him the which was left in the handes of Hugh Lee dec^{d} whose relict or widd^{w} being now the wife of William Price did deney and disowne that there was any Estate of Coopers left in his or her possession and the said Cooper being but a youth and not hauing wherewithall to Commence a suite in law for the recouery of his right desireing yo^{r} pet^{r} to assist him and that he would pay yo^{r} pet^{r} what Charge yo^{r} pet^{r} should be out concerning his bussiness, Now soe it is that yo^{r} pet^{r} being of a greate

Liber B B age and findeing himselfe unfitt for such troubles and the aforesaid Cooper neglecting the aduice of yo^{r} pet^{r} doth wholy associate himselfe with the aforesaid Price wthout either the aduice or Assent of yo^{r} pet^{r} the which yo^{r} pet^{r} doth suppose to be uery inconuenient and prejudiciall to the issue of his bussines wherfore yo^{r} pet^{r} Doth humbly desire this Hon^{ble} Court that yo^{w} will be pleased to release [p. 488] yo^{r} petitioner of his trouble and Assigne unto the youth some more fitt to undertake his Bussiness or that yo^{w} will soe assist him und^{r} yo^{r} Honno^{rs} Protections as yo^{w} shall finde most Conuenient to his Condic̄on and that yo^{r} Honno^{rs} will be pleased to take the Charges of yo^{r} pet^{r} into yo^{r} Considerac̄on and grant me Order therefore as yo^{r} Honno^{rs} wisdomes shall see Conuenient And yo^{r} pet^{r} shall euer pray &^{c}—

Samuell Cooper Debt^{r}	℔ tob:
One suite of Clothes	116
One Lockeram shirte	33
One blew shirte	25
One paire of plaine shooes	30
One paire of wosted stockins	30
One paire of Irish stockings	11
One weeding hoe	20
a boate and a man	350
To M^{r} Gittings	400
for my diet 3 barrills of Corne	600
One paire of Conuas drawers	11
for a suite of Clothes trimming and making	115
for the wittnesses from Chicocone	200
my owne Charge and expence in following the seuerall Courts I leaue to Considerac̄on	240
for leauyes	56
	2237
More	30
	2267

Samuell Cooper being then Call'd to the Board to see if the abouesaid accompt be right and Just who said it was, the Court then askt him who he would Choose for another Guardian, Who made Choice of Walter Beane in Charles County Wherefore Ordered that Walter Beane doe come downe to S^{t} Marys within One Month and finde security according to Act of Assembly, Entituled an Act for the p^{r}seruac̄on of Orphans Estates, Further Ordered That the abouesaid accompt of Two Thowsand Two hundred sixty seauen pounds of tobaccoe bee allowed the said Barnaby Jackson out of the Orphans Estate being that fifteene thowsand to be paid by Will^{m} Smyth, allsoe ordered all Clk̄s & sherriffes ffees be allsoe out of the said tobacco paid that hath or shall accrue in any of the suites Concerning the p^{r}misses Liber B B

To The Honno^{ble} Gouerno^{r} and Councell [p. 489]

The humble pet^{n} of Marmaduke Snow Sheweth

That yo^{r} pet^{r} hath obtayned Order ags^{t} M^{r} Thomas Gerrard for the sum̄e of One thowsand pounds of sterling, Now soitis, that the sherr̄. hath Executed but 299^{lb} : 11^{s} : 3½^{d} besides the sherr̄. hath Executed the lands of the s^{d} Gerrard but hath not apprаysed them nor deliuered the said lands to yo^{r} pet^{r}.

Wherefore the p^{r}misses Considered he humbly Craues Order of this Court that they will be pleased to grant a warr^{t} to apprayse the said land and the same to deliuer to yo^{r} pet^{r} soe that he may be possest of his full right according to his former Order, And he shall pray &^{c}—

The sherriffe returnes written on the back side of the former execuc̄on thus–Executed to the uallue of Two hundred ninety nine pounds Eleauen shillings three Pence halfe penny dated this 3^{d} May 1664 Tho: Dent

Whereas the sherriffe hath deliuered in to what uallue he hath Executed upon M^{r} Gerrards Estate and not finding any more p^{r}sonall Estate to perfect that Execuc̄on for one thowsand pounds sterling—

It is therefore Ordered that the Land of M^{r} Thomas Gerrard bee Extended and apprаysed unless hee the said Gerrard doe produce a p^{r}sonall Estate to Compleate the remainder of the said Execuc̄on of 1000^{lb} sterling being £700 : 8 : 8½.

To the Rig^{t} Honno^{ble} the Gouerno^{r} & Councell

The humble pet^{n} of John Grammer sheweth

That yo^{r} pet^{r} hath been a prisoner near eight months to his greate dam̄age and trouble–He therefore prayeth that he may be discharged no Cause to the Contrary appearinge And hee shall euer pray

Vppon the aboue menc̄oned pet^{n} Proclamac̄on in Court was three times made that the prisoner John Grammer stood uppon his Deliuerance noe p^{r}son appearing ags^{t} him It is Ordered that John Grammer be Cleare & freed from * *

Gasper Guerin pl̄t } this Cause throwne out of Co^{rt} the uallue [p. 490]
John Harrington deft } being und^{r} fifteene hundred pounds of tobacco, as in Act of Assembly is exprest

John Harrington pl̄t } This Cause being the uallue of 900^{lb} tob : as in
Gasper Guerin deft } the other Cause ut supra Therefore throwne out of Court as aboue

Liber B B To the honno^{ble} Gouerno^{r} and Councell

The humble pet^{n} of Jn^{o} Grammer Sheweth

That yo^{r} pet^{r} is become bound wth Patrick Due for keeping his Lōps peace, Now yo^{r} pet^{r} desires yo^{r} Honno^{rs} to quitt from the Obligac̄on soe bound in hauing p^{r}formed his part according to the tenor thereof And yo^{r} pet^{r} (as in duty bound) shall pray &^{c}.

Ordered uppon the abouemenc̄oned petition that John Grammer be freed from his Obligacon bound in wth Patrick Dew being perfected &^{c}.

John Bayley d̄d̄s summons in Co^{rt} for Jonathan Rainsford & Richard Bayley to testifye &^{c} in a Cause inter his Lords̄p and Reymond Staplefort

To the Right Honno^{ble} the Gouerno^{r} and Councell of Maryland

The humble pet^{n} of Francis Armstrong sheweth

That whereas yo^{r} pet^{r} in his extremity of sickness being troubled wth a uiolent ffeauor in soe much as related to lunacy was p^{r}tendedly arrested in the night late And therein did Act what he now being in his sences alltogether disownes—

Now soe it is may it please yo^{r} Honno^{r}s that wittingly he being Capable neuer did attempte any thinge Contrary to power but being allwayes insencible in such distempers did act as they say what he knowes not, Therefore the p^{r}misses Considered and his allegacons appearing true by proofe if requirend He referrs himselfe to yo^{r} Honno^{rs} and to That Judgm^{t} will submitt And pray &^{c}—

[p. 491] Vppon the foregoing pet^{n} Francis Armstrong is discharg'd, there Coming in noe p^{r}son to alleadg any thinge ags^{t} him—

George Goodrick hauing formerly Obtain'd an execuc̄on ags^{t} the Estate of Edward Prescott, which said Execuc̄on was to the sherriffe of Charles County sent but in the way miscarryed and lost, he now therefore Craues Order of this Board for another Execuc̄on to issue, the Clarke denying any more wthout Order The Board not allowing another Execuc̄on ags^{t} the said Estate but that a scire facias doe issue forthwth to giue the said Prescotts Atturney notice to appeare by himselfe or Atturney att the next Prouin^{all} Court to defend the said Estate and to shew Cause (if Any he haue) why Execuc̄on should not issue, if noe appearance soe made Then Execuc̄on immediately to issue ags^{t} the s^{d} Estate

Henry Hudson pl̄t
Dauid Anderson def^{t} } The def^{ts} Atturney M^{r} Tho: Nottley acquainted the Board that the whole bussiness is left to him the said Nottley and Cap^{t} Josias ffendall, therefore wthdrawne

Andrew Skinner pl̄t } The def^{t} being indisposed in Body as by his Liber B B
Richard Collett def^{t} } letter to M^{r} Anderton did appeare Ordered that this Cause be respited till the next Prouin^{all} Court then the def^{t} by himselfe or Atturney to appeare and abide Judgm^{t} of Court therein

The sherriffe of Caluert County returnes his writt of attachm^{t} ags^{t} John Salesbury on behalfe of John Abington and thus written uppon

Executed in part p̄ mee Geo: Lingan deputy sher̄. of Caluert County George Lingan

Reymond Staplefort dem^{ds} summons for Francis Jackson Thomas Campire Elizabeth ffreeman Nicholas Brewer William Jones Humphery Jones John Stanley to appeare this p^{r}sent Prouin^{all} Court & testifye in a Cause depending betwixt the Rig^{t} Honno^{ble} the Lord Propriet^{r} and the said Staplefort— [p. 492]

On the backside of a pattent formerly granted Marks Pheypo for One hundred & twenty acres (Called the Croft) was this Assignm^{t} following

These p^{r}sents shall testifye that I marks Pheypo in the Prouince of Maryland in S^{t} Michaells Hundred, doe Assigne and deliuer unto Francis Mogge and Janus Colman of the same prouince aforesaid planters to them theire heires Executors Administrato^{rs} or Assignes all my right title and Interest of this patten to haue & to hold foreuer, and I the said Marks will warr^{t} it from all Just Claimes as wittnes my hand this 18th 1660 Marks Pheypo

Wittnes
the marke of
Nic^{o} X Rawlings
the marke of
Dinel ~ Ketting

Then followes this Assignm^{t}

These p^{r}sents shall testifye that I Ellis Coleman doe Assigne and make Ouer all my Rig^{t} Title and Interest of this pattent unto Gasper Guerin his heires Executors Administrato^{r} & Assignes for euer as wittnes my hand this 24th ffeb: 1661 Ellis Colman

Wittnes
Nicholas Gwyther
John Metcalfe

Gasper Guerin Came in Court on the thirde of March 1664 and made Ouer the whole right title and Interest of hime his heires Executo^{rs} & Administrat^{rs} of the said 120 acres of land abouespecifyed unto John Dauies his heires and Assignes for euer wth the pattent thereof Daniel Jenifer Cl̄ke

Liber B B This Indenture made the 24th day of ffebruary in the yeare of Our Lord God 1664, between Francis Armstrong of the Clifts in Caluert County plantr and Frances Armstrong his wife of the One part and John Neuill of the Clifts in Caluert County Plantr of the Other part wittnesseth that the said ffrancis Armstrong and ffrances Armstrong haue Clearly Bargained and sould and by these prsents Clearely bargaineth and selleth to the said John Neuill ffour hundred [p. 493] acres of land Containined in 2 pattents Called Gunby and Cold Kirby lying upon the Clifts in Caluert County, saueing to John Elly a parcell of land of about fifty acres out of the said ffour Hundred (for which the said Elly hath a bill of sale) wth all and singular the purtenañces howsinge ffencing Gardens and twenty great Apple trees and what Other proffitts which he the said Armstrong or any Other prson or prsons to his use hath haue or had in the said ffour hundred acres of land, To haue and to hold the said 400 acres of land wth the apurtenānces from him the said Francis Armstrong & Frances Armstrong his wife and theire heires to the said Jno Neuill and his heires for euermore, And further the sd Armstronge Couenanteth and Granteth and alsoe warranteth that he hath lawfull power and Authority to Bargaine and sell the prmisses to the said Neuill and his heires as aforesaid, free'd and acquitted and att all tymes hereafter discharged by the said Armstrong of and from all manner of former and other Bargaines Grants Sales Trusts forfeitures Joynters Dowers Surrenders Judgmts Execuc̄on and of and from all other titles troubles incumbrances quitt Rents whatsoeuer and at all times hereafter at request had and made by the said Neuill to the said Armstrong he shall giue more assurance or assurances as by the Councell learned in the law shall be aduised deuised or Required for the more Absolute and perfect Surety and Sure making of all and singuler the aboue written land and euery part and parcell thereof unto the said Neuill and his heires for Euer, In Considerac̄on of thirety Eight Thowsand pounds of tobacco and Caske to be paid by the said Neuill to the said Armstrong as by seuerall bills bearing date wth the date hereof from the said Neuill to the sd Armstrong more att large appeares. In wittnes whereof wee haue hereunto sett our hands and seales the day and yeare aboue written

Read sealed & deliuered   marke
In the prsence of   ffrancis **ff A** Armstrong Seale
Tho: Mannyng   ffrances **F A** Armstrong Seale
Jos: Horsley   marke

The foregoeing Conueyance was in Open Court Acknowledged by Francis Armstrong as his Act and deed to John Neuill—
Daniel Jenifer Clke

[p. 494] Know all men by these prsents that I John Neuill of the Clifts in Caluert County Plantr doe acknowledge my selfe to be endebted to

Francis Armstrong of the Clifts in Caluert County Plant^{r} his heires Executo^{rs} Administrato^{rs} and Assignes the full and Just sum̄e of ffiffty thowsand pounds of good Tobacco and Caske and for the true & sure paym^{t} thereof I doe firmely binde my selfe my heires Executo^{rs} Administrato^{rs} and Assignes firmely by these p^{r}sents wittnes my hand and seale this 24th January 1664/5 Liber B B

The Condic̄on of this Obligac̄on is that if the aboue bound John Neuill doe well & truely pay unto ffrancis Armstrong his heires Executo^{rs} Administrators and Assignes the Just sum̄e of thirety Eight thowsand pounds of good tobacco and Caske as by seauen bills from the said Neuill to the said Armstrong bearing date wth the date hereof more at large appeares then this Obligac̄on to be uoid and of none Effect Otherwise to stand in full force effect and uertue

Sealed & deliuered in the
p^{r}sence of
Tho: Mannyng
Jos: Horsley

his
Johnn Neuill seal
marke

the abouesaid Obligac̄on was on the 3^{d} March 1664 in open Court acknowledged by John Neuill as his Act and deed
Daniel Jenifer Cl̄ke

Know all men by these p^{r}sents that I ffrancis Armstrong of the Clifts in Caluert County plant^{r} doe acknowledge my selfe to be endebted to John Neuill of the Clifts in Caluert County Plant^{r} his heires Executors Administrato^{rs} & Assignes the ffull and Just sum̄e of ffifty thowsand pounds of good tobacco and Caske, and for the true and sure paym^{t} thereof I doe bynde my selfe my heires Executors Administr^{rs} and Assignes firmely by these p^{r}sents wittnes my hand and seale the 24th January 1664/5

The Condic̄on of this Obligac̄on is that if the aboue bound Francis Armstrong doe saue and keep harmless Jn^{o} Neuill and that he does peaceably injoy to hime and his heires for euer a parcell of land Conteyning ffowre Hundred acres of land uppon the Clifts being in two pattents Called Gunsby and Cold Kirby as by a bill of sale und^{r} the said ffrancis Armstrongs hand and seale bearing date wth the date hereof, then this obligac̄on to be uoyd and of none Effect Otherwise to stand in full force and uertue

Sealed & deliuered in the
p^{r}sence of
Tho: Mannyng
Jos: Horsley

marke
Francis **ff A** Armstrong Seale

the abouesaid Obligac̄on was on the 3^{d} March 1664 in open Co^{rt} acknowledged by Fran: Armstrong as his Act and deed
Daniel Jenifer Cl̄ke

Liber B B [p. 495] On the back side of a pattent bearing date the 5th day of January in the 28 yeare of his Lords̄ps Dominion anno 1659 Granted to Robert Jones for 600 acres of land Called Iske lying on the East side of Chesepiake Bay and on the north side of a riuer in the said Bay Called Chester Riuer was this assignm^{t} (uiz^{t})

I Robert Jones liuing in S^{t} Georges Hundred in the prouince of Maryland doe Assigne all my right title and Interest of the within said pattent unto John Pickering of the Citty of Bristol salter as wittnes my hand this 19th day of January 1664

Wittnes
William Willett
Gasper Taylor

Rob^{t} RI Jones
his marke

This Indenture made the first day of March in the yeare of Our Lord God 1664 Betweene Robert Jones & Sarah his wife of s^{t} Georges Hundred in the prouince of Maryland of the One party and John Pickering of the Citty of Bristoll salter of the other party Wittnesseth that the said Robert Jones and Sarah his wife for a ualuable Considerac̄on in hand allready receiued by them the said Robert Jones and Sarah his wife from the said Pickering, Haue granted Bargained sold Alienated infeoffed and Confirmed and by theis p^{r}sents for themselues theire Heires Executo^{rs} Administrato^{rs} and Assignes, Doe grant Bargaine sell Alienate infeoffe and Confirme unto the said John Pickering his heires Executo^{rs} Administrato^{rs} and Assignes, All that parcell of land Called Iske lying on the East side of Chesepiake Bay and on the North side of a riuer in the said Bay called Chester riuer, beginning att a markt Cedar tree standing uppon a point by a marsh running North west by the riuer side for breadth 300 perches to a markt Oake uppon a point bounding on the East by a line drawne southwest from the said Oke for length 320 perches On the North by a line drawne south East from the end of the south west line for breadth 300 perches On the west by a line drawne North East from the end of the south East line unto the first markt Cedar On the south by the said riuer, Conteyning and now laid out for six hundred acres more or lesse With all Edifices, Howses, proffitts, Pattents writeings Comodities and Heriditam^{ts} to the same belonging or in any wise appertaining And all the Estate right title Interest Claime and demand w^{t}soeuer they they the said Robert Jones and Sarah his wife haue of & in to the said six hundred acres aforesaid and any part or parcell thereof by uertue of any Grant Bargaine or Sale heretofore made to them the said Robert Jones and Sarah his wife by any p^{r}son or p^{r}sons whatsoeuer To haue and to hould the [p. 496] said Six hundred acres of land and euery part and parcell thereof unto the said John Pickering his heires Executo^{rs} Administra^{rs} and Assignes to the onely proper Vse and behoofe of the said John Pickering his heires and Assignes for euer freed acquitted and at all times hereafter discharged by them the said Robert Jones and Sarah his wife of and from all and all manner of former and Other Bargaines, Grants, sales leases forfeitures Joyntures Dowryes Surrenders Judgments Execuc̄ons and of and from all other titles troubles & incumbrances whatsoeuer and at all time and times hereafter att request had and made to them the said Robert Jones and Sarah his wife more Assurance and Assurances by the Councell learned in the law of the said John Pickering shall be aduised deuised or required for the more Absolute and perfect Surety and Sure makeing of all and Singuler the said six hundred acres of land & euery part and parcell thereof unto the said John Pickeringe his Executo^{rs} heires Administrato^{rs} and Assignes for euer In Confirmac̄on thereof the said Robert Jones and Sarah his wife doe hereunto sett theire handes and seales the day and yeare aboue written Liber B B

Signed sealed & deliuered — the marke of
In the p^{r}sence of — Robert RI Jones Seale
Rob: Prowse — the marke of
Edward Sauage — Sarah S Jones Seale

The foregoing Conueyance was in open Court on the 2^{d} March 1664/5 by Rob^{t} Jones and Sarah his wife acknowledged as theire Act and deed to John Pickering and his heires for Euer—

Daniel Jenifer Clk̃e

$27\frac{3}{m}64$

Com̃and Robert Jones and Sarah his wife that Justly &^{c} they keepe wth John Pickering of the Citty of Bristoll salter the Couenant &^{c} of a parcell of land of six hundred acres menc̄oned in a pattent granted the said Rob^{t} Jones bearing date the fifth of January 1659 and signed by Josias ffendall Esqꝫ then Gouerno^{r} of this prouince und^{r} the Right Honno^{ble} the Lord Proprietary thereof remayning on Record appeares Charles Caluert

And the finall Concord betweene the partyes aforenamed is that the said 600 acres (wth all the Edifices thereon) the said Robert Jones haue acknowledged to be the right of the aforesaid John Pickering as those of the said John Pickering haue of the Guift of the said Robert Jones and the same he hath Remised and quitt Claimed from [p. 497] him and his heires to the s^{d} John Pickering and his heires for euer and further the said Robert Jones haue granted for him and the heires of the said Robert Jones that he will warrant to the said John Pickering and his heires the aforesaid Six hundred acres of land wth the appurtenances ags^{t} him the said Rob^{t} Jones and the heires of the said Robert Jones for euer, And for this remise Release and quitt Claime the aforesaid Jn^{o} Pickering hath giuen the sum̃e of ffiue thowsand pounds of tobaccoe

Acknowledged In Open Court
the second March 1664/5

Liber B B On the back side of an Indenture from Francis Armstrong & Frances his wife to Capt Thomas Mannyng and John Ingram for 200 acres of land in Tradauen Creeke as in folio 350 the said Conueyance is entred is this Assignmt as followeth

The 24th day of Decembr 1664/5

Know all men by these prsents that wee Capt Thomas Mannyng of Caluert County and John Ingram of Talbot County doe Wholely and solely Assigne this enclosed Bill of sale from Vs & Our heires unto John Edmondson and his heires & Assignes for Euer, as wittnes Our handes and seales the day & yeare aboue written, but from noe Other prsons if they cann lay any Claime or tytle by uertue of any former grant or pattent

Test Andrew Cooke   Thos Mannyng seale
John Edwards   John Ingrvm Seale

Know all men by these prsents that I John Ingram doe for me & my heires for euer Assigne all my right title and Intrest of two hundred acres of land lying in Tradauant and bought in partnersp betweene me and Thomas Mannyng of the Clifts of Francis Armstrong unto John Edmondson and his heyres for euermore In Consideracon I haue not tobacco to pay the said Armstrong for the sd land In wittnes whereof I haue hereunto set my hand and seale this 7th Nouember 1664   John Ingrvm Seale

Wittnes
Tho: Mannyng
the marke of
Peter **P S** Sarfranx

I doe appoint my louing freinde Fran: Armstrong to be my lawfull Atturney to acknowledge the aboue written wittnes my hand & seale the 7th Nouember 1664   John Ingrvm Seale

Wittnes Tho: Mannying
Petr **P S** Sarfranx

Capt Thomas Mannyng and John Ingram by or Atturney Fra: Armstrong acknowledgeth in open Court the 2d march 1664 theire whole right title & Intrest of the said Conueyance for 200 acres to John Edmondson and his heires for Euer

Daniel Jenifer Clke

[p. 498] To all persons to whome these prsents shall come Greeting Know yee that whereas the Rigt Honnoble Cecilius absolute Lord and Proprietary of the prouinces of Maryland and Aualon Lord Baron of Baltemore &c did amongst other thinges Grant unto John Smyth William Robinson and George Watts of Vergenia planters a tract of land wthin this prouince of Maryland and lying in Talbott County wthin the said puince and on the north side of a riuer in the said

County Called Choptanck Riuer and on the East side of the south Liber B B branch of a Creeke in the said riuer Called S^{t} Michaells Creeke And that M^{r} Robert Skinner of the Citty of Bristoll Merchant hath bought and purchaced of the abouesaid John Smyth and William Robinson theire parts and parcells of the said land being two thirds of the said land, Now Further know yee that wee the abouesaid George Watts and Robert Skinner for the auoiding of Contention which might hereafter arise about the deuiding the said land haue caused the said land to be deuided, wth the Mutuall Consent of both partyes as followeth (uizt) George Watts part being one thirde of the said land to begin at the first bound tree of the said land and to runn up the branch for breadth to a markt white Oake att the head of a ualley neer the branch side and to runn from the said Oke south East for length into the woods the whole length of the land and Robert Skinners part being two thirds to runn from the aforesaid white Oake up the branch unto a marked Oke neer the head of the branch being the uppermost bound tree of the said Deuidend of land and to runn the whole length of the land south East into the woods and this deuision soe made by Vs wth our Mutuall Consent to be irreuocable in law In wittnes whereof wee the said Robert Skinner and George Watts haue sett to both Our handes & seales the eighteenth day of February 1664

Signed sealed & deliuered Robert Skinner Seale
In the p^{r}sence of Vs marke
Andrew Skinner George GW Watts seale
Henry Parker and seale

Know all men by these p^{r}sents that I John Smyth of Nominy in the County of Westmerland in Virgenia doe Constitute and appoint my louing freinde W^{m} Smyth of the Prouince of Maryland Carpenter my true & lawfull Atturney for me and in my name to acknowledge unto M^{r} Robert Skinner of Bristoll merchant in the Prouin^{all} Court of Maryland my full & whole part and share of Eleauen hundred acres of land as by my assignm^{t} uppon the pattent will appeare Giuing and Granting unto my said Atturney as full power as any [p. 499] Atturney haue or ought to haue, and whatsoeuer my said Atturney shall lawfully doe or Cause to be done in and about the p^{r}misses, I doe by these p^{r}sents Ratifye allow and stablish In wittnes whereof I haue hereto sett my hand and seale the 24th day of January 1664—

Testes John Smyth Seale
Augustine Hull
John Ɨ Chase
his marke

By uertue of the foregoeing letter of Atturney Will^{m} Smyth the party impowred did on the 2d March 1664/5 in Open Court acknowledge on the behalfe of John Smyth unto Robert Skinner all his the

Liber B B said Johns right title and Interest in and to the said part of the s^{d} Johns parcell of land as before is exprest (p̄ Contra) unto him the said Robert Skinner and his heires for euer

Daniel Jenifer C͞lke

$27\frac{3}{m}64$

January 24th 1664

Laid out for Francis Jackson of this prouince Gent^{n} by Assignm^{t} of the Honno^{ble} Philip Caluert Esqꝫ a parcell of land called Thornton lying in Talbotts County on the North side of Chester Riuer and on the East side of a Creeke called Morgans Creeke beginning att a marked Oake standing on a sandy poynt and running for breadth North East up the Creeke ffowre hundred perches to a marked white Oke standing by a branch side aboue the head of the Creeke bounded on the East by a line drawne south East from the said Oke ffowre hundred perches on the south by a line drawne south west from the end of the south East line for breadth foure hundred perches on the west by a line drawne north west from the end of the south west line foure hundred perches unto the first markt Oke on the north by the Creeke Contayning and now laid out for One Thowsand acres more or lesse To be held of the manno^{r} of Baltemore

p̄ mee And^{w} Skinner dep^{t} suruey^{r}

To the Rig^{t} Honn^{ble} the Gouerno^{r} and Councell of Maryland

Francis Jackson humbly desireth that the wthin written Certifficate [p. 500] (meaning the abouesaid Certifficate) Bee assigned to Andrew Cooke and that a Pattent bee Granted to Andrew Cooke for the said land in Considerac̄on that I the said Francis Jackson haue in hand receiued of the said Andrew Cooke the sum̄e of ffiue thowsand pounds of tobaccoe for the said land— ffra: Jackson

Acknowledged before mee
this 3^{d} of March 1664
Philip Calvert

This Indenture made the tenth day of August in the yeare of Our Lord God 1661 Betweene William Caluert of Caluerts Rest in the County of S^{t} Marys Esqꝫ of the One partie and Richard Russell in the Manno^{r} of S^{t} Michaells in the said County of S^{t} Marys on the other partie, Wittnesseth that the said Will^{m} Caluert for diuers good Causes and Considerac̄ons him thereunto especially mouing Hath for euer sold demised granted and to farme letten, And by these p^{r}sents doth for euer sell demise grant and to farme lett to him the said Richard Russell his heires Executo^{rs} Administrato^{rs} and Assignes all & singuler his ten̄ement or plantac̄on Com̄only called and knowne by the name of Russells plantac̄on beginning at a marked red Oake standing by his fence side and running south south East from the said red Oake the length of two hundred and twenty

Liber B B perches to a marked white Oake that standeth neer a marsh bounding on the East wth a line drawne North East from the said Oke for the length of ffowrty perches and thirty paces to a marked Oke on the north wth a line drawne north west from the end of the former line to a marked Oake that intersects a parallell line drawne from the marked red Oke on the west wth the said Parallell on the south wth the said south south East line Containing & now laid out for fifty fiue acres more or lesse wth Appurtenances and howses Edifices and buildings tobacco howses and all out howses Orchards and Gardens thereunto belonging To haue and to hould unto hime the said Richard Russell his heires Executors Administrato^{rs} and Assignes all & singuler the p^{r}mises wth the appurtenances for euer yeilding and there out yearely paying unto the said Will^{m} Caluert his heires Executors Administrato^{rs} or Assignes (uizt) foure poultry hens or Capons at or by the tenth day of Nouember at the Mansion howse of the said [p. 501] William Caluert in Caluerts Rest and One barrill of Corne for herriott, and in Case the said yearely rent be behinde and unpaid wthin tenn dayes before or after the said time of paym^{t} that it shall and may bee lawfull to and for the said William Caluert his heires Executo^{rs} Administrato^{rs} and Assignes to distraine uppon the p^{r}misses, and for want of a sufficient distresse to reenter and the same to hould and enjoy as his or theire former Estate, And the said William Caluert doth binde himselfe his heires Executors Administrato^{rs} and Assignes to warrant and defend the p^{r}misses unto him the said Richard Russell his heires Executors Administrato^{rs} and Assignes from all Just Claimes whatsoeuer In wittnes whereof the said William Caluert and Richard Russell haue to these Indentures interchangeably sett theire hands & seales the day & yeare aboue written

Sealed signed & deliuered Will^{m} Caluert Seale
In p^{r}sence of V^{s} Richard Russell Seale
Witt: Brooke
Robert **R** Corck
his marke

Acknowledged in Open Court 2^{d} March 1664
Daniel Jenifer Clke
27 $\frac{3}{m}$ 64

This Indenture made the fift day of October in the yeare of Our Lord God 1661 Betweene Will^{m} Caluert of Caluerts Rest in the County of S^{t} Marys Esq of the one partie and Thomas Kayting in Manno^{r} of S^{t} Gabriells in the said County of S^{t} Marys of the other partie Wittnesseth that the said Will^{m} Caluert for diuers good Causes and Consideracōns him thereunto especially mouing hath for euer sold demised granted and to ffarme letten and by these p^{r}sents doth for euer sell demise grant and to farme lett to him the said Thomas Kayting his heires Executors Administrato^{rs} and Assignes all and

Liber B B singuler his tennem^{t} or plantac̄on comonly called and knowne by the name of Kaytings plantac̄on beginning att a marked Oke standing neer the fence side by the edge of the Clear'd ground and running East into th^{e} woods for the length of two hundred perches to a marked Oke bounding on the East wth a line drawne south from the said Oke for the length of One hundred & twenty perches to a marked maple on the south wth a line drawne west from the end of the former [p. 502] line for the length of two hundred perches untill it intersects a paralell line drawne from the first marked Oake on the west wth the said paralell on the North wth the East line Containing and now laid out for One hundred acres of land more or lesse wth appurtenances and houses Edifices buildings tobacco howses and all Out houses Orchards Gardens thereunto belonging To haue and to hould to him the said Thomas Kayton his heires Executo^{rs} Administrato^{rs} and Assignes all & singular the p^{r}misses wth the appurtenances for euer yealding and thereout yearely paying unto the said William Caluert his heires Executo^{rs} Administrato^{rs} or Assignes One Bushell of Indian Corne at or by the tenth of Nouember at the Mansion howse of the said William Caluert in Caluerts Rest and One Barrill of Corne for Herriott and in Case the said yearely rent be behinde and unpaid wthin tenn dayes before or after the said time of paym^{t} that it shall and may be lawfull to and for the said William Caluert his heires Executo^{rs} Administrato^{rs} and Assignes to distraine upon th^{e} p^{r}misses and for want of sufficient distresse to reenter and th^{e} same to hold and enjoy as his or theire former Estate And the said William Caluert doth binde himselfe his Heires Executors Administrato^{rs} and Assignes to warrant and defend the p^{r}misses unto the said Thom: Kayting his heires Executo^{rs} Administrato^{rs} and Assignes from all Just Claimes whatsoeuer In wittnes whereof the s^{d} William Caluert and Audrey Kayting alias Daly Guardian to the said Thomas Kayting haue to these Indentures Inter Changeably sett theire handes and seales the day and yeare aboue written

Signed sealed & deliuered
In the p^{r}sence of Vs
G: Guerin
George Marshall

William Caluert Seal
her
Andrey Kayting
marke

Acknowledged in Open Court the second of March 1664
Daniel Jenifer Clke
27-$\frac{3}{m}$-64

This Indenture made the 2^{d} day of Nouemb^{r} in the yeare of Our Lord God 1661 betweene William Caluert of S^{t} Marys in the County of S^{t} Marys of the one partey and Daniel Deuine and Hugh Mannyng in the Manno^{r} of S^{t} Gabryells in the said County of S^{t}. Maryes on the other partye Wittnesseth that the said William Caluert for diuers good Causes and Consideracōns him thereunto especially mouing Haue sold demised granted and to farme letten, and doth by these pʳsents demise & grant to the said Daniel Deuine and Hugh Manning theire Executoʳˢ Administratoʳˢ and Assignes all that the Teñemᵗ or plantacōn Comonly called and knowne by the name of Henry James his neck Containing two hundred acres more or lesse the sᵈ land beginninge att a marked Pine which is a Corner tree which parteth William Greenes plantacōn formerly called Langfords neck from the said Henry James his Neck and soe runneth to another marked Pine which standeth att the head of a little runn which parteth me the said Caluerts land and the said Daniells and Hughes land this the said land herein specifyed, I the said Caluert haue sold unto the said Daniel and Hugh wᵗʰout surueying, wᵗʰ apurtenances houses Edifices Orchards and buildings thereunto belonging And the said William Caluert his heires Executoʳˢ Administratoʳˢ and assignes is to warrant and defend the said land from all Just Claimes and demands whatsoeuer, In Consideracōn whereof the said Daniel Deuine and Hugh Mannyng theire heires Executoʳˢ Administratoʳˢ and Assignes doe binde themselues to pay unto the said William Caluert his heires Executoʳˢ Administratoʳˢ and Assignes ffowre henns or Capons to be paid yearely the tenth of October at the Mansion howse of the said William Caluert in Piney Necke and one Barrill of Corne for Herriott In wittnes whereof the said William Caluert Daniel Deuine and Hugh Manning haue enterchangeably set theire hands and seales Liber B B [p. 503]

Signed Sealed & deliuered
In the pʳsence of
G: Guerin
Georg Marshall

William Caluert Seale
the marke of
Hugh + Mannyng
the marke of
Daniel /X\ Deuine
Seale

Acknowledged In Open Court
the second March 1664/5
Daniel Jenifer Clke
$27\frac{3}{m}64$

Know all men by these pʳsents that I Alexandʳ D'hynoyossa late Gouernoʳ of New Amstill doe nominate Constitute Ordeine and appoint my louing freinde Mʳ George Gouldsmyth of Baltemore County in the prouince of Maryland my true & lawfull Atturney to defend all and all manner of Accōne or Accōns which Henry Hudson of [p. 504] the prouince of Maryland genᵗ shall haue agsᵗ mee the said Alexandʳ D'hynoyossa in any Court or Courts of this prouince and likewise I doe hereby giue full power to my said Atturney to prosecute Coll Nathaniell Vtie in any accōn or accōns which I shall haue agsᵗ the said Nathaniell Vtie in any Court or Courts of this Prouince, hereby Rattifying and Confirming all whatsoeuer my said Atturney shall

Liber B B doe in the p^{r}misses as if I were p^{r}sonally p^{r}sent. Wittnes my hand & seale this 3^{d} day of March 1664/5 Alexand^{r} D'hynoyossa

Acknowledged in Court
as his Act & deed
Daniel Jenifer Clke

Persons that sett up theire names this Prouin^{all} Court

John Sherm sues out for Quietus Est as Administrato^{r} uppon the Estate of Bartholemew Cadd— Not Vnderwritt

Cornelius Howard sues out for Quietus Est as Administrato^{r} uppon the Estate of John Sisson Not Vnderwritt

John ffloyd sues out for Quietus Est as Administrato^{r} uppon the Estate of William Edwin Not Vnderwritt

Sarah Boules sues out for Quietus Est as Administratrix of her Husband William Bowles Not Vnderwritt

These are to Giue Notice unto all men that John Balley doth Reuoke a letter of Atturney which about two yeares since hee Granted unto Reymond Staplefort for th^{e} recouering of the said Balleys debts. And therefore forbidds any man to pay any thinge unto the said Staplefort of w^{t} belongs unto the said Balley this 3^{d} March 1664/5

John Nuthall Gent^{n} declares that he is intended this p^{r}sent yeare for England Not Vnderwritt

[p. 505] George Bradshaw declares that he is intended this p^{r}sent yeare for England Not Vnderwritt

Dauid Sealy declares that he is intended this p^{r}sent yeare for England Not Vnderwritt

Cap^{t} Thomas Mannyng and William Dorrington Gent^{n} they declare that this p^{r}sent yeare they are intended to depart the prouince for New England Not Vnderwritt

Richard Edelen declares that he is intended this p^{r}sent yeare for England Not Vnderwritt

Henry Tripp declares that he is intended this p^{r}sent yeare for New Yorke Not Vnderwritt

Gasper Guerin declares that he is intended to depart the prouince this p^{r}sent yeare

Which was Vnderwritt thus.

M^{r} Gasper Guerin is indebted unto Mary Mogg the relict of Francis Mogg the full & Just sum̄e of Nine hundred poundes of tobacco and Caske, as appeares by his specialty bearing date the second of Aprill 1664—

There being noe more Bussinesse this Court to be Called or Tryed, Liber B B
The Leiutenn^{t} Generall Adjournes the Court and appoints
the next Prouinciall Court to be held on the
second Twesday In June next being the
13th day thereof

John Abington Gent^{n} d̄d̄s Execuc̄on ags^{t} the Estate of John Salesbury for three pounds of tobacco past the first day of March last past ags^{t} the said Salesbury— [p. 506] March 2^{d}

Writt issued to the sherr̄ of Caluert County to execute &^{c} with these Judiciall Charges following (uizt)

4 dayes coming & going last Court	120	750^{lb} tob:
1 dayes attendance then	30	
4 dayes coming & going for 2 men	240	
2 dayes attendance of them	60	
Atturney ffees	60	
4 dayes coming & going this Court	120	
2 dayes attendance	60	
Atturney ffee	60	
To the Clarke		
returne of the first writt of Attachm^{t}	8	184^{lb} tob
pet^{n} & Order thereon	16	
Entring articles of Agreem^{t}	16	
pet^{n} againe wth depositiones	24	
writt of Attachm^{t} wth the Execuc̄on	46	
Order thereon	8	
Amerciam^{t}	50	
Order for the Iury & returne	16	
Iury each 30^{lb}		360
To the sherriffe		120
		1414

Whereas Marmaduke Snow of the Prouince of Maryland gent̄ hath Obtained Order of Our Prouin^{all} Court ag^{t} Thomas Gerrard late of S^{t} Clements Manno^{r} in the prouince aforesaid gent̄. for the sum̄e of One thowsand pounds sterling and hath taken out Execuc̄on for the same, and whereas uppon the Complaint of the said Marmaduke to this Prouin^{all} Court that the sherriffe hath Executed but to the uallue of Two hundred ninety nine pounds Eleauen shillings and three pence halfe peny there was an Ord^{r} of this Prouinciall Court past likewise ag^{t} the said Gerrard that in Case he would not produce p^{r}sonall Estate wthin this prouince for sattisfacc̄on of the aforesaid one thowsand pounds, An Extent uppon the moyety of the lands

Liber B B tenem̄^{ts} & heriditam^{ts} of the said Gerrard should be granted to the said Snowe.

These are therefore in the name of the Rig^{t} Honno^{ble} the Lord Proprietary to will & require yo^{w} (in case the said Gerrard doe not produce personall Estate wthin this prouince sufficient to sattisfye the said debt of One thowsand pounds sterling) To Extend the
[p. 507] Moyety of any the lands tennemt^{s} & heriditam^{ts} of the said Gerrards wthin S^{t} Marys County untill the sum̄e of One thowsand pounds sterling due to the said Snowe as aforesaid bee sattisfyed, And see that yo^{w} Certifye yo^{r} doeings herein to the Gouerno^{r} and Councell att the next Prouin^{all} Court and then and there returne this writt and for soe doeing this shall be yo^{r} warr^{t} Giuen und^{r} my hand this 3^{d} day of March 1664

To the Sherriffe of S^{t} Marys County

Toby Wells d̄d̄s writt ags^{t} Bartholemew Gleuin & Mary his wife in an accōn of the Case to the uallue of thirety thowsand pounds of tobaccoe

Warr^{t} to the sherriffe of Kent County to arrest &^{c} Ret̄. next Prouin^{all} Court 13th June next

Toby Wells d̄d̄s writt of sum̄ons for Anthony Callaway & Moses Stagwell to testifye in the s^{d} Cause at the next Prouin^{all} Court uppon perill of forfeitinge to the Lord Proprietary each p^{r}son 500^{lb} tob :—

To the honn^{ble} the Leiutenn^{t} Generall the Chancello^{r} and the rest of this Honno^{ble} Courte

The declarac̄on of Toby Wells sheweth

Toby Wells pl̄t against
Bartho : Gleuin & Mary } in an accōn of the Case
his wife defendant

This plaint declares that the said Mary in the time of her widdowhood did owe unto this plaint the sum̄e of thirety thowsand pounds of tobaccoe and Cask, and alsoe gaue this plaint a bill from under her hand and seale for the paym^{t} of the said tobacco, Now soe it is this plaint^{s} bill being lost he hath demanded his tobaccoe but the said Gleuin denyeth to make the plaint paym^{t} according to the tenor of the said bill which bill this plaint cann proue he had of the said Mary uppon the Euening of theire accompts and neuer receiued any pte or parcell thereof

The p^{r}misses Considered this Complain^{t} humbly prayeth this Honn^{ble} Court to grant him ord^{r} ags^{t} the said Bartholemew Gleuin & Mary his wife for the s^{d} tobacco and Caske wth dam̄age & Cost of Suite, And he as bound in duty shall pray

[p. 508] Comand Philip Caluert Esqꝫ And Anne his wife that justly &^{c} they keepe with Mathias Ducasta of Baltemore County the Couen^{t} &^{c} of the Mannor of Wiske in Baltemore County Containing seauen hundred acres of land wth the apurtenances Liber B B

Charles Caluert

And the agreemt is such that the said Philip Caluert & Anne his wife haue acknowledged the aforesaid Mannor wth the Aptnes to be the right of the said Mathias Ducasta as those which the said Mathias Ducasta hath of the guift of the said Philip Caluert and Anne his wife, & the same they haue remised & quitt Claimed from them and theire heires to the aforesaid Mathias DuCasta and the heires of the said Matthias for euer, And further the said Philip Caluert and Anne his wife haue granted for them and the heires of the said Philip Caluert that they will warrant to the aforesaid Mathias Du Costa and the heires of the said Matthias the aforesaid Mannor wth the Aptnces agst them the said Philip Caluert and Anne his wife and the heires of the said Philip Caluert for Euer, And for this Recognicon remission quitt Claime fine and Concord the said Matthias hath giuen to the said Philip Caluert three thowsand fiue hundred pnds of tobacco

Capta et Recognita
Coram me
Charles Caluert

Philip Caluert
Anne Caluert

This Bill bindeth mee Richard Willan my heires &c to pay or Cause to be paid unto Mr William Hollingworth or his Assignes the Just sume of One hundred Eighty fiue pounds of good sound merchantable tobacco & Caske at or before the 10th of Nouembr next ensueing the date hereof Wittness my hand this 23 of May 1663

Teste Thomas Wynne
Elizabeth Willan

Richard Willan

Walter Hall declareth uppon Oath that being Mr Richard Willans Vnder sherriffe, The said Willan did Order him the said Hall to goe to my Lords and there to meet Mr William Hollingworth, and to giue him the said Hollingworth Order upon Mr Hamonds noates for some tobacco which were formerly stopped by him the said Hall by the said Willans Order, And to take a Coppy of an accompt of Goods and tobacco which the said Mr Hollingworth had made the said Mr Hamond debtor for; The Copie Of which accompt the said Hall [p. 509] deliuered to the sd Mr Willan and gaue the said Mr Hollingworth Order for the said Tobacco, and further saith not—

The accompt was made up in May 1663

Sworne before me this 3d day
of March 1663 after the interlining of those words in the
eighth line
Philip Caluert

Walter Hall

Liber B B

George Marshall Debit^{r} 1662

To the secretary	180
To M^{r} Hall	32
To M^{r} Brooke	65
	277

More Deb^{tr} for W^{m} Greene

To 6 Leauyes	372
To John Gittings	521
To the sherriffe about his imprisonm^{t} speciall warr^{t} and seruing	130
arresting George Marshall in 2 accōns	30
seruing 2 subpenas	30
to the Clarke those 2 warrant 3 subpenes and the demand	115
	1198
	277
	1475

Which pray pay according to yo^{r} promise to M^{r} William Hollingworth and in Case any Obstrucc̄on be made by W^{m} Greene or his wife or any other, Distraine or detayne the cropp in yo^{r} handes untill it be discharged, and for yo^{r} soe doeing I shall Justifye the same Wittnes my hand this 27th of Jan: 1662

John Hammond

on the back side thus

W^{m} Greene

pray pay unto M^{r} William Hollingworth the wthin menc̄oned acc^{t} and this note wth his receipt shal be yo^{r} discharge

S^{t} Marys the 15th 1663— Yo^{r} Louing ffreinde

Walter Hall

Receiued of George Marshall the full Contents of this acc^{t} Ordered first by M^{r} John Hammond and secondly by M^{r} Walter Hall the sum̄e Containing ffourteene hundred seauenty and ffiue pounds of tobacco & Caske I say Receiued by Mee

May the 20th 1663 Will^{m} Hollingworth

[p. 510] This Bill bindeth mee James Iolly of S^{t} Marys in the County of S^{t} Marys Innhoulder my heires Executo^{rs} and Assignes to pay or cause to be paid unto William Boreman of the aforesaid place Gen̄t. his heires Executo^{rs} and Administrato^{rs} the full and Iust sum̄e or quantity of ffifteene thowsand pounds of good sound Merchantable tobacco and Caske to be paid some time betweene the 10th of Octob^{r} next ensueing the date hereof and the last day of Decemb^{r} next ensueing the said month of October being in the yeare of Our Lord One thousand Six hundred Sixty and ffowre which said tobacco is to be paid One halfe in the County of Charles and the other halfe in this County of S^{t} Marys, In wittnes whereof I haue hereunto sett my hand this 6th day of Nouemb^{r} One thowsand Six hundred Sixty & three Liber B B

The abouesaid Tobacco being to be paid by me James Jolly for and in Consideraco̅n of the plantaco̅n the abouesaid William Boarman now liueth uppon in the abouesaid County of S^{t} Marys Com̄only knowne by the name of Kitt Martins point I the aboues^{d} James Jolly doth further Obleige my selfe my heires Executo^{rs} and Assignes that in Case the abouesaid fifteene thowsand pounds of tobacco be not paid unto the abouesaid W^{m} Boareman according to the tenor and true meaning of the abouesaid Bill and according to the time & places abouesaid, That then the said William Boareman his heires Executors or Administrato^{rs} shall haue full power and Authority to re-enter and Ceize the said Plantaco̅n to the proper Vse and behoofe of hime his heires Executors and Administrato^{rs} In wittnes Whereof I haue hereunto set my hand and seale the day and yeare aboue written

thus written und^{r}neath
The word (thowsand) & the
word (and) was interlined before
the signing and sealing hereof
Signed Sealed & deliuered
In the Presence of Vs
Christopher Dobson
Daniel Jenifer

the marke of
James Ħ Jolly Seale
The abouesaid Obligaco̅n was in
Open Court on the 3^{d} March 1664
proued by the wittnesses to be the
Act & deed of James Jolly
Daniel Jenifer Clk̄e
27 $\frac{3}{m}$ 64

Cecilius &^{c} To Samuell Chew and Francis Holland gent̄ Greeting [p. 511] Whereas Our Writt of Couen^{t} dependeth in Our Prouin^{all} Court Betweene Robert Paca, and William Hunt and Susan his wife of three hundred acres of land in Anne Arrundell County and for a fine to be thereof Leauyed betweene them Before Our Gouerno^{r} & Councell in the said Court according to the law & Custome of this prouince and the said William Hunt and Susan as wee are informed are soe weake that they are not able wthout greate danger of theire Bodyes to trauaile to S^{t} Marys by the day Contained in the said writt to make the acknowledgm^{ts} which are requisite to be made in that behalfe, wee tendring the Estate of the said William Hunt and Susan in this behalfe, haue giuen yo^{w} or any two of yo^{w} power to taken the acknowledgm^{ts} which the said W^{m} and Susan will make before yo^{w} of the p^{r}misses, and therefore Wee Com̄and yo^{w} that goeing in p^{r}son to the said William and Susan yo^{w} take theire said acknowledgm^{ts} and when yo^{w} shall haue taken them yo^{w} Certifye the same distinctly and plainely to the said Gouerno^{r} and Councell

Liber B B undr yor seales that then the said ffine betweene the said partyes of the prmisses may be Leauyed before the said Gouernor and Councell in the said Court according to the law and Custome of this Prouince sending to the sd Court this writt, Wittnes Our deare Brother Philip Caluert Esqꝫ Our Chancellor of Our said prouince of Maryland this 24th day of Decembr 1664— Philip Caluert

Comand Wm Hunt & Susan his wife that Justly &c they keepe wth Robt Paca of Anne Arrundell County the Couenant &c of three hundred acres of land lying att the herring Creeke in the sd County wth its aptunces Philip Caluert

And the agreemt is such that the said William Hunt and Susan [p. 512] haue acknowledged the aforesaid Tenements wth the apurtenances to be the Right of the said Robert Paca as those which the said Robert Paca hath of the guift of the said Wm Hunt & Susan and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Robt Paca and the heires of the said Robt Paca for Euer And further the said William Hunt & Susan haue granted for them & the heires of the said William that they will warrant to the said Robert Paca and the heires of the said Robt Paca the aforesaid Tenemts wth the ap̄tnces agst them the said William Hunt & Susan and the heires of the said William Hunt for Euer, And for this Recognic̄on Remission quitt Claime fine and Concord the said Robert Paca hath giuen to the said Wm Hunt the sum̄e of seauenteene thowsand pounds of tobacco William Hunt Seale

Capta es Recognita Coram nos
ffrancis Holland
Sam̄: Chew

January the 4th 1664
This Day William Hunt hath acknowledged the sale of three hundred acres of land lying at Herringe Creeke in the County of Anne Arrundell unto Robt Paca, and signed and sealed the Couenant for the said three hundred acres of land—

But Susan Hunt wife to the said Willm Hunt utterly refuseth to acknowledge the said sale or to signe the Couenant &c This wee haue done according To A Commission to Vs directed from the Honnoble Philip Caluert Esqꝫ Chancellor of the Prouince of Maryland In Wittnes hereof Wee haue here unto sett Our hands and seales

Sam: Chew Seale
ffran: Holland Seale

[p. 513] March 6th Henry Cowrsey gent̄. d̄d̄s writt agst Godfrey Bayley the said Cowrsey being the Atturney of Wm Hooker in an accōn uppon his Case to the uallue of 250lb sterling

Warrant to sherriffe of Baltemore Countye to arrest &c Ret̄. next prouinall Court 13th June

To the Rig^{t} Honno^{ble} the Gouerno^{r} and Councell of this prouince of Maryland Liber B B

The humble pet^{n} of William Hooker of London By Henry Cowrsey his Atturney Humbly Sheweth

That Whereas Godfrey Bayley of Baltemore County in this prouince Came possest of the uallue of One hundred and twenty pounds sterlinge or thereabouts in Goods and Seruants of yo^{r} petition^{rs} by the death of One Bashpole yo^{r} pet^{rs} kinsman Who was Intrusted wth the same.

Now soe it is that the said Bayley notwthstanding his letter and promisses to yo^{r} pet^{r} to make returne for the same, as more at large may appeare and alsoe an Instrum^{t} und^{r} his hand uppon Record in this prouince Obleiging him to be accomptable to yo^{r} pet^{r} for the same may more at large appeare yet notwthstanding all this the said Bayley doth refuse (Though Often fairely perswaded to it by o^{r} Atturney) to giue any Accompt or returnes thereof—

Now the humble request of yo^{r} petition^{r} by his Atturney is that yo^{r} Honno^{rs} wilbe pleased to grant Judgm^{t} ags^{t} the Estate of the said Godfrey Bayley for the said One hundred and twenty pounds sterling wth Interest six yeares for the same wth all Costs of suite and trouble about the same, and yo^{r} pet^{r} shall humbly pray &^{c}—

William Whittle desires this may be recorded [p. 514] March 6th

A true accompt of what Wiłł: Sandom Oweth Mee.

for halfe a Barrill of Beare	50
for 10 pound of sugar	35
for halfe a Case of spiritts	80
for 2 gallons of rumm	60
for dyet Lodging washing & attendance left unpaid for the yeare	500
left to pay of a bill of M^{r} Nottlys	340
due to John Edmonds by bill which I stand engaged for	600
for one yeares Leauys	56
	1721

An Accompt of W^{m} Sandoms Estate

A Bill of Thomas Bennitts	200
A bill of Robert ffords	55
A bill of Robert Parrys	567
Jhon dettor for worke	287
M^{r} Georg Reynolds debt^{r} for worke	200
Cołł William Euans Debt^{r} for worke done by Medleys Children	75
due from my selfe to him for worke done	36
	1420

Liber B B More to the Estate

5 spoones and 2 pewter pots 5 Coller for dublets 1 paire of sizers 1 paire of sheeres and a taylers Goose 1 old paire of wosted stockins and a paire of yarne stockins 1 cloth suite and a stuff coate 1 bible 1 old paire of stockins 1 band 1 neckcloth 3 handkercheifes 1 paire of old drawers 1 hawking bagg 1 little towell 1 paire of red drawers parcell of thread and buttons and silke one Red Cow called Cromp and one black heifer 1 case of kniues 4 yards of Ozinbriggs 2 blancketts 2 thimbles one skillett one truncke—

13th Cap^{t} Samuell Groome and Francis Canfeilde desires the marke of theire Cattle may be Entred (uiz^{t}) Cropt and underkeel'd on both Eares

[p. 515] Know all men by these p^{r}sents that I Thomas Nottley of S^{t} Marys County in the prouince of Maryland merchant doe acknowledge to owe and stand endebted unto the Right Honno^{ble} the Lord Proprietary of this prouince the full and Just sum̄e or quantity of One thowsand pounds of tobacco and Caske due to be paid to him his heires Executors Assignes or Receiuer Generall by the tenth day of Nouemb^{r} next after the date hereof, to which paym^{t} well and truely to be made I binde my selfe my heires Executo^{rs} and Assignes as Wittnes my hand this 29th July 1664—

The Condic̄on of this Obligac̄on is such that if the said Thomas Nottley doe bring his seruant Rowland White or him Cause to be brought unto the next Court held for S^{t} Marys County after the Court held on twesday next for the said County and doe Cause there to stay and abide the Censure of the Court then this Obligac̄on to be uoid and of none Effect or else to stand in full force power and uertue Wittnes my hand as aforesaid Thomas Nottley

John Edmondson by his Atturney Daniel Jenifer d̄d̄s writt ags^{t} Absolon Couant Comand^{r} of the shipe Jacob In an accōn of debt to the uallue of ffiue thowsand ffowre hundred pounds of tobacco uppon specialty

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄. 13th June next Prouin^{all} Court at S^{t} Marys

John Edmondson by his Attorney ut supra d̄d̄s writt of Summons for Thomas Wyld to testifye &^{c} in ditto Causo at next said Prouin^{all} Court uppon perill of forfeiting fiue hundred pounds of tob: to the L^{d} Propriet^{r} in Case he appeares not according to summons &^{c}.

Summons to sherriffe of Caluert County to warne &^{c}.

To the honno^{ble} Gouerno^{r} and Councell Liber B B

John Edmondson by his Atturney
Daniel Jenifer plaintiffe
Absolon Couant Com̃and^{r} of the
shipe Jacob Defendant

In an accõn of Debt Humbly sheweth That whereas the def^{t} In One specialty wth Matthias Worgan on the 9th day of 1664 did then Joyntly and seuerally uppon themselues assume and also Obleiginge theire heires Executo^{rs} Administrato^{rs} and Assignes [p. 516] to pay or Cause to be paid unto the pl̄t. his heires or Assignes the full and Just sum̃e of ffiue thowsand ffour hundred pounds of good sound merchantable tobb: and Caske to be paid as aforesaid at or before the tenth day of Nouemb^{r} then next ensueing as by the said specialty of the said def^{ts} and Matthias Worgan und^{r} theire handes may more at large appeare—

Now soe it is of the def^{t} the said sum̃e of ffiue thowsand ffowre hundred pounds of tobacco often hath been demanded but paym^{t} utterly refus'd to be made, to the pl̄t^{s} greate dam̃age and therefore brings this his accõn

And humbly prayeth Iudgm^{t} of this Honno^{ble} Court ags^{t} the def^{t} for the said sum̃e of ffiue thowsand ffowre hundred pounds of tobacco and Caske together wth dam̃ages and Cost of suite–And he (as in duty bound) shall Euer pray &^{c}.

March 11th John Bayley d̄d̄s writt of summons for William Rosewell to appeare at the next Prouin^{all} Court held the 13th day of June, there to testifye in a Cause depending betwixt the Rig^{t} Honno^{ble} the L^{d} Prop^{r} and Reymond Staplefort, uppon perill of forfeitinge fiue hundred pounds of tobacco to the L^{d} proprietary in Case he appeare not according to summons—

Warr^{t} to sherriffe of S^{t} Marys to warne &^{c}, Ret. 13th June next Prouinciall Court

The said John Bayley d̄d̄s summons for ffrancis Maggs and Thomas Boston to testifye in Causo ut supra with the said penalty each person at the next Prouin^{all} Court

Warr^{t} to sherriffe of Talbott County to warne &^{c}, Ret. 13th June next Prouin^{all} Court

The said Bayley d̄d̄s summons for Thomas How & Phillis his wife Elizabeth ffreeman Elizabeth Halfehead Rich^{d} Collett ffrancis Anketill John Sunderland Jonathan Rainsford and Richard Bayley to testifye in Causo ut supra wth the said penalty each person at the next Prouinciall Court, warr^{t} to sherriffe of Caluert County to warne &^{c}, Ret. 13th June next Prouinciall Court

[p. 517] March 15th William Osbeston desires writt at the suite of the Lord Proprietary ags^{t} Samuell Lewis, to make his appearance att the next Prouinciall Court to be held on the 13th day of June next then and there

Liber B B to answere what shall be Objected agst him on the behalfe of the Lord Proprietary.

Warrt to sherriffe of St Marys County to arrest &c, Ret̄. 13th June next Prouinciall Court

Cecilius Absolute Lord & Proprietary of the prouinces of Maryland and Aualon Lord Baron of Baltemore &c, To Nicholas Young Capt Nicholas Gwyther William Turberuell and [*blank*] gent̄. Greeting whereas Our writt of Couenant dependeth in Our Prouinciall Court Betweene Capt John Tully and William Caluert Esqꝫ and Elizabeth his wife of Two hundred and fifty acres of land In Talbott County Called Bowlingsley and for a fine to be thereof Leauyed betweene them before Our Gouernor and Councell in the said Court according to the law and Custom of this prouince, and the said Elizabeth wife to the said William Caluert as wee are informed is so weake and not able wthout great danger of her Body trauaile to st Marys by the day Contained in the said writt to make the acknowledgmts which are fitt to be made in that behalfe Wee tendring the Estate of the said Elizabeth in this behalfe hath giuen yow or any two of yow power to take the acknowledgmts which the said William And Elizabeth will make before yow or any two of yow of the prmisses and therefore Wee Com̄and yow that goeing in prson to the said William and Elizabeth yow take theire said acknowledgmts, and when yow shall haue taken them yow Certifye the same distinctly and plainely to the said Gouernor and Councell undr yor handes and seales or any two of yow, that then the said ffine betweene the said partyes of the prmisses may be Leauyed Before the saide Gouernoure and
[p. 518] Councell in the said Court according to the law and Custome of this Prouince sending to the said Court this writt Wittnes Our deare Sonne and heire Charles Caluert Esqꝫ Our Leiutennt of Our said Prouince this 28th of ffebruary 1664— Charles Caluert

Comand William Caluert Esqꝫ and Elizabeth his wife that Justly &c they keepe wth Capt John Tully the Couent &c of two hundred and fifty acres of land Called Bowlingsley lying and being in Talbott County &c.—

And the Agreemt is such that the said William Caluert and Elizabeth his wife haue acknowledged the aforesaid Two hundred and fifty acres of land wth the ap̄tnances to be the Rigt of the said John Tully as those which the said John Tully hath of the Guift of the said William and Elizabeth his wife and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid John and his heires for Euer, and further the said William & Elizabeth haue granted for them and theire heires that they will warrant to the aforesaid John and his heires the aforesaid Two hundred and fifty acres wth it's ap̄tnances agst them the said William and Elizabeth and

theire heires for Euer And for this Recognizōn Remission quitt Liber B B
Claime ffine and Concord the said John hath giuen unto the said W^{m} and Elizabeth his wife the sum̄e of Two thowsand pounds of tobaccoe—

March the 20th 1664
Then Came Sarah Courtney wife to Thomas Courtney of s^{t} Marys County and declares that she hath Assigned and made ouer to Daniel Jenifer of the s^{d} County the mark of her Cattle which she had before she was marryed (uizt) Cropt on both eares and a hole * * Eare and a nick und^{r} the [*blank*] eare—

Thomas Sprigge the Atturney of Thomas Mountfort demands [p. 519]
writt of Execuc̄on ags^{t} the Debts Goods or Chattles belonging to March 22th
William Price of Charles County to the uallue of ffowre thowsand Two hundred twenty fiue pounds of tobacco according to an Order of Court past the first of this instant March as in folio 471.
Writt issued as Vsually.

John Edmondson by his Atturney Daniel Jenifer d̄d̄s summons for Sampson Waring to appeare next Prouin^{all} Court held the 13th day of June next to testifye &^{c} in a Cause depending inter the said Edmondson, mistake—

Andrew Skinner d̄d̄s writt of summons for Sampson Waring to ditto die
appeare next Prouin^{all} Court held the 13th day of June next to testifye &^{c} in a Cause depending betwixt the s^{d} Skinner pl̄t: and Richard Collett the Administrato^{r} of Francis Riggs deft̄: in an accōn of debt to the uallue of 2000℔ tob: uppon perill of forfeiting ffiue hundred pounds of tob: to the Lord Proprietary in Case he appeare not according to summons, To the sherr̄. of Caluert County &^{c}.

Andrew Skinner d̄d̄s writt of summons for James Shacklady to ditto die
appeare next Prouin^{all} Court held the 13th day of June next to testifye &^{c}: in a Cause depending betwixt the s^{d} Skinner pl̄t & Richard Collett the Administrato^{r} of Francis Riggs deft̄ in an accōn uppon his Case to the uallue of 3000℔ tob: uppon perill of forfeiting ffiue hundred pounds of tobacco to the Lord Proprietary in Case hee appeare not according to summons, To the sherriffe of Caluert County &^{c}.

John Lane p̄ his Atturney Daniel Jenifer d̄d̄s writt ags^{t} Rob^{t} Turner in an accōn of debt uppon accompt to the uallue of 2200℔ tobaccoe

Warr^{t} to sherriffe of Caluert County to arrest &^{c}. Ret̄. 13th June next Prouinciall Court—

Liber B B To the hon^{ble} th^{e} Gouerno^{r} & Councell of the prouince of Maryland

The humble pet^{n} of John Lane by his atturney Daniel Jenifer Sheweth

That Rob^{t} Turner stands endebted to yo^{r} pet^{r} in the sum̃e of 2180^{lb} tob: uppon accompt for Goods bought to that uallue as p̄ p^{r}ticulers may more largely appeare w^{ch} s^{d} sum̃e of 2180^{lb} tob: of the s^{d} Turner hath been demanded but paym^{t} utterly refus'd therein since which the said Turner absents himselfe with intent to defraud yo^{r} pet^{r} therefore bringeth this his accōn

And humbly Craues Ord^{r} of this Hon^{ble} Court ag^{t} the said Turner for the said sum̃e of 2180^{lb} tob: wth damages & Cost of suite And he (as in duty bound) shall euer pray &^{c}.

[p. 520] March 23^{d} Jerome White Esqꝫ d̄d̄s writt ags^{t} Richard Collett th^{e} Administrat^{r} of Francis Riggs in an accōn of debt to the uallue of 450^{lb} tob: uppon a bill of the said Riggs and Assigned the s^{d} Jerome White

Warr^{t} to sherriffe of Caluert County to arrest &^{c}. Ret̄. 13th June next Prouin^{all} Court—

To the hon^{ble} the Gouerno^{r} and Councell of the prouince of Maryland

The humble pet^{n} of Jerome White Sheweth

That Francis Riggs late of Caluert County dec^{d} did on the 5th of January 1663 Obleige himselfe his heires Executo^{rs} and Administrat^{rs} to pay unto Thomas Bradley his heires or Assignes the sum̃e of ffowre hundred and fifty pounds of tobacco wth Caske according to Act of Assembly uppon the tenth day of Nouember 1664 as by the s^{d} Riggs his specialty may more at large appeare—

Now soe it is the said debt being lawfully assigned to yo^{r} pet^{r} he hath often made demand thereof from Richard Collett the Administrato^{r} of the said Riggs who utterly refuseth it to sattisfye, being to the dam̃age of yo^{r} pet^{r}, Whereuppon he bringeth his suite

And humbly Craues Order of this Hon^{ble} Court ags^{t} the said Administrato^{r} for the said debt of 450^{lb} tob: wth dam̃ages & Cost of suite–And he shall pray &^{c}—

Com̃and Henry Sewall Esqꝫ and Dame Jane his wife that Justly &^{c} they keepe wth Cap^{t} Samuell Groome of Ratcliffe in the County of Mid̄d̄s in England Marriner the Couenant &^{c} of ffiue thowsand acres of land lying on the North side of Petuxent riuer in Caluert County wth it's appurtenances Charles Caluert

And the agreem^{t} is such that the said Henry Sewall and Jane haue acknowledged the aforesaid Tenements wth the appurtenances to be the right of the said Samuell Groome as those which the said Samuell Groome hath of the guift of the said Henry Sewall and Jane and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Groome and the heires of the said Groome for euer and further the said Henry Sewall and Jane haue granted for them and the heires of the said Henry that they will warr^{t} to the aforesaid Samuell Groome and the heires of the s^{d} Samuell the aforesaid Tenements wth the appurtenances ags^{t} them the said Henry Sewall and Jane and the heires of the said Henry for Euer, And for this Recognic̄on Remission quitt Claime fine and Concord the said Samuell Groome hath giuen to the said Henry Sewall One hundred and twenty pounds sterling Liber B B

Taken & acknowledged Henry Sewall
Before Mee Jane Sewall
Charles Caluert

Cecilius Absolute Lord & Proprietary of the Prouinces of Maryland & Aualon Lord Baron of Baltemore &^{c}, To William Pearce and Nicholas Spencer gent̄ Greeting whereas Our writt of Couenant dependeth in Our Prouinciall Co^{rt} Betweene Robert Skinner and Alice his wife and Anne the wife of John Smyth and William Robinson and Mercy his wife of Two thirds of Eleauen hundred acres of land in Choptanck in Talbott County in the Prouince of Maryland and for a Fine to be thereof Leauyed betweene them before Our Gouerno^{r} & Councell in the s^{d} Court according to the law and Custome of this prouince, and the said Anne wife of the said John Smyth and William Robinson and Marcy his wife as wee are informed are soe weake that they are not able without greate danger of theire Bodyes to trauaile to s^{t} Marys by the day Contained in the said writt to make the acknowledgm^{ts} which are requisite to be made in that behalfe, Wee tendring the Estate of the said Anne wife of the said John Smyth and Will^{m} Robinson and Mercy his wife in this behalfe haue giuen yo^{w} power to take the acknowledgm^{ts} which the said Anne John Smyth his wife and William Robinson and Mercy his wife will make before yo^{w} of the p^{r}misses, and therefore Wee Com̄and yo^{w} that goeing in p^{r}son to the said Anne wife of the said John Smyth and William Robinson and Mercy his wife yo^{w} take theire said acknowledgm^{ts} and when yo^{w} shall haue taken them yo^{w} Certiffye the same distinctly and plainely to the said Gouerno^{r} & Councell und^{r} yo^{r} seales that then the said ffine betweene the said partyes of the p^{r}misses may be leauyed before the said Gouerno^{r} and Councell in the said Court according to the law and Custome of this Prouince sending to the said Court this writt Wittnes Our deare Brother Philip Caluert Esqȝ Our Chancello^{r} of Our said Prouince of Maryland this 28th day of ffeb: 1664 Philip Calvert [p. 521]

Com̄and John Smyth of Nominy in Virg^{a} and Anne his wife and William Robinson and Mercy his wife of the same place that Justly &^{c} they keepe wth Robert Skinner of Bristoll merchant and Alice his wife the Couenant &^{c} of two thirds of Eleauen hundred acres of land

Liber B B in Choptancke in Talbott County in the prouince of Maryland wth it's aptn̄ces
Philip Caluert

And the Agreem^{t} is such that the said John Smyth and Anne his wife and William Robinson and Mercy his wife haue acknowledged the aforesaid Tenements wth the appurtun̄s to be the right of the said Robert Skinner as those which the said Rob^{t} Skinner hath of the guift of the said John Smyth and Anne his wife And William Robinson and Mercy his wife and the same they haue Remised and quitt Claimed from them and theire heires to the aforesaid Robert Skinner [p. 522] and the heires of the said Robert for Euer And further the said John Smyth and Ann his wife and William Robinson and Mercy his wife haue granted for them and theire heires that they will warr^{t} to the aforesaid Robert Skinner and Alice his wife and the heires of the said Robert the aforesaid Tenements wth the Aptūces ags^{t} them the said John Smyth and Anne his wife and W^{m} Robinson and Mercy his wife and theire heires for Euer, And for this Recognic̄on Remission quitt Claime fine and Concord the said Rob^{t} Skinner hath giuen to the aforesaid John Smyth and Anne his wife and William Robinson and his wife the sum̄e of Eleauen thowsand pounds of tobacco, In testimony whereof Wee haue hereunto sett Our hands and seales March the 18th 1664/5—

Taken and acknowledged
Before Vs this 20th day
March 1664
Nicho: Spencer
William Peirce

Signum
Anne m Smyth Sealed
Signum
William M Robinson Sealed
Signum
Mercy M Robinson Sealed

This Indenture made the first day of April in the yeare of our Lord God One thowsand six hundred sixty and fiue Betweene William Smyth of S^{t} Marys County in the Prouince of Maryland Innholder and Mary his wife on the One parte And John Pickering of the City of Bristoll (in England) salter on the other p̄^{te} Wittnesseth that the said William Smyth and Mary his wife for a Valuable Considerac̄on in hand allready receiued by them the said William Smyth and Mary his wife from the said John Pickering, Haue granted Bargained sold alienated Enfeoffed and Confirmed, And by these p^{r}sents for themselues theire heires Executo^{rs} Administrato^{rs} and Assignes doe grant Bargaine sell alienate Enfeoffe and Confirme unto the said John Pickering his heires Executors Administrato^{rs} and Assignes all that parcell of land (Called Smyths delight) lying on the East side of Chesepiake Bay in a riuer called Trasquakin riuer on the West side of the said riuer beginning for breadth att a marked white Oke standing neer the head of the riuer and running from the said Oake downe the riuer for bredth south south west three hundred seauenty and ffiue perches to a bounded Beach tree standing by the riuer side bounded on the west w^th^ a line drawne west north west into the woods foure hundred and eighty perches bounded on the North w^th^ a line drawne north north East from the head of the former line three hundred seauenty and fiue perches bounded on the East w^th^ a line drawne East South East from the end of the former line for the length of ffowre hundred and Eighty perches, till it intercepts a parallell drawne from the first bounded tree bounded south w^th^ the said riuer, Containing and now laid out for One Thowsand acres more or lesse Together w^th^ all Edifices Howses proffitts Pattents writeings Comodities and Heriditam^ts^ to the same belonging or in any wise notwithstanding, and all the Estate Right title Interest claime and demand whatsoeuer they the said William Smyth and Mary his wife haue of in and to the said One thowsand acres abouesaid or any part or p^r^sell thereof by Vertue of any Grant Bargaine or sale heretofore made to them the said William Smyth and Mary his wife by any p^r^son or p^r^sons whatsoeuer To haue and to hold the said One thowsand acres of land and euery part and parcell thereof unto the said John Pickering his heires Executo^rs^ Administrato^rs^ and Assignes To the onely proper Vse and behoofe of the said John Pickering his heires & Assignes for euer freed and acquitted and at all times hereafter discharged by them the said William Smyth and Mary his wife of and from all and all manner of former and other bargaines Grantes Sales Leases forfeitures Ioyntures Dowrys Surrenders Judgm^ts^ Execuc̃ons and of and from all other titles troubles and incumbrances whatsoeuer and at all time and times hereafter, at request had and made to them the said W^m^ Smyth and Mary his wife more Assurance and Assurances by the Councell Learned in the law of the said John Pickering shall be aduized deuized or required for the more Absolute and p^r^fect surety and sure making of all & singuler the said One thowsand acres of land and euery part & parcell thereof Vnto the said John Pickering his heires Executo^rs^ Administrato^rs^ and Assignes for Euer, In Confirmac̃on thereof the said William Smyth and Mary his wife Doe hereunto sett there handes and seales the day and yeare aboue written

Liber B B

[p. 523]

Signed sealed & deliuered — William Smyth Seale
In the p^r^sence of — Mary Smyth Sealed
Daniel Jenifer
Edward Sauage

Comand William Smyth of S^t^ Marys County Innholder and Mary his wife that Iustly &^c^ they keepe w^th^ John Pickering of the Citty of Bristoll (in England) salter the Couen^t^ &^c^ of One thowsand acres of land (Called Smyths delight) lying on the East side of Chesepiake Bay in a riuer called Trasquaking riuer on the west side of the said riuer &^c^
Philip Calvert

And the Agreem^t^ is such that the said W^m^ Smyth & Mary his wife haue acknowledged the aforesaid One thowsand Acres of land w^th^

[p. 524]

Liber B B the Apurtenances to be the right of the said John Pickering as those which the said John Pickering hath of the guift of the said William and Mary his wife and the same they haue remised and quitt Claimed from them and theire heires to the afores^{d} John and his heires for Euer, and further the saide William and Mary his wife haue granted for them and theire heires that they will warr^{t} to the afores^{d} John Pickering and his heires, the aforesaid One thowsand acres of land wth it's appurtenances ags^{t} them the said William and Mary his wife and theire heires for Euer, And for this Recognic̃on Remission quitt Claime ffine and Concord the said John Pickering haue Giuen unto the s^{d} William and Mary his wife the sum̃e of tenn thowsand pounds of tobacco

Taken & acknowledged Before ... Wil̄l: Smyth
Mèe the 4th Aprill 1665. ... Mary Smyth
Philip Calvert

Thomas Sprigg High sherriffe of Caluert County makes returne of that Execuc̃on taken out by John Gittings the Atturney of Margarite Perry in folio 395 ags^{t} the Estate of Mary Bateman the Executrix of John Bateman Esqꝫ de^{cd} wth this endorcm^{t} on the back side thus–(uiz^{t})

Executed to the full uallue of the Appraysm^{t} being One hundred and thirety nine thowsand Nine hundred seauenty and One pounds of tobaccoe p̄ mee Thomas Sprigg sherriffe

The End of this Booke p̄ me Daniel Jenifer

Liber F F [p. 1] Recorde of the Provinciall Co^{rt} for thie Prouince of Maryland Begining the First and Twentyeth day of March Anno Domini One Thousand six hundred sixty and Five

Aprill p^{ma} John Edmondson d̄d̄s writt ags^{t} Thomas Bradley in an accõn of Debt uppon Accompt to the uallue of 5200^{lb} tobb

Warr^{t} to sherriffe of Anne Arrundell and to the sherriffe of Kent County to Arrest &^{c} Ret̄ next Prouin^{all} Court the 13th Iune—

To the Honno^{ble} Gouerno^{r} & Councell of Maryland

The humble pet^{n} of John Edmondson Sheweth

That Thomas Bradley of Anne Arundell County stands endebted to yo^{r} pet^{r} by accompt in the sum̃e of ffiue thowsand Two hundred pounds of tobaccoe which said sum̃e hath by yo^{r} pet^{r} been often demanded but utterly refused by the said Bradley to make sattisfacc̃on therein whereuppon yo^{r} pet^{r} bringeth this his accõn—And humbly Craues Ord^{r} of this Honn^{ble} Court ags^{t} the said Bradley whereby hee may be Compelled to sattisfye the said 5200^{lb} tob: wth dam̃ages & Cost of suite And he as in duty bound shall euer pray &^{c}

To the Hon^{ble} the Gouerno^{r} and Councell Liber F F [p..2]

These p^{r}sents humbly Sheweth

That I Tho: Dent In Complyance and Obedience to a writt of Ext^{nt} directed to mee the 3^{d} day of March 1664 and signed by the Honn^{ble} Philip Caluert Chancello^{r} to Extend the moyety of any the lands Tenem^{ts} and Hereditam^{ts} of Thomas Gerrard late of S^{t} Clements Mann^{r} Gent̄, haue warned these men hereafter menc̄oned, who being Conuened att the manno^{r} howse of S^{t} Clements aforesaid belonging unto the said Gerrard to extend the moyety of the said manno^{r} And Veiwing the land Beginning att an oyster shell point neer the s^{d} manno^{r} howse and running up a Creeke Called the Back Creeke and soe along the Easterne side of the said Creeke Vntill yo^{w} come to a swampe called the maiden swamp and along the swamp to the end thereof, from thence by a direct line until yo^{w} meet wth the head of a Creeke that diuideth a neck called the Broade neck from the land of M^{r} Robert Cole deceased and thence along the said Creekes side to S^{t} Clements Bay and soe along the said Bay side and Potomake riuer side (including S^{t} Clements Island) untill yo^{w} come to the mouth of a Creeke Called Mattapeny Creeke and all along the easterne side of the said Creeke unto the aforesaid oystershell poynt) together wth other proffitts and Comodityes thereof doe Apprayse the same att fourty seauen pounds thireteene shillings three pence sterling yearely which said land att the rate extended will in ffowreteene yeares make up the sum̄e of six hundred sixty seuen pounds ffiue shillings and six pence wittnes my hand and seale and the handes and seales of all the rest who are Appraysе^{rs} the 30th day of March anno Domiñ 1665

Tho Dent	Seale	George Kinge	Seale
Luke Gardner	Seale	Robert Ratcliffe	Seale
W^{m} Barton	Seale	Robert R Parre	Seale
W^{m} Rosewell	Seale	John ⊢⊣ Goldsmyth	Seale
James Martin	Seale	Edward ∞ Turner	Seale
John Smyth	Seale	John Ɒ Gee	Seale
James Edmonds	Seale	Richard N ffost^{r}	Seale

Abraham ffoxall by his Attorney John ffoxall d̄d̄s writt ag^{t} [p. 3] Absolon Couant in an accōn of his Case upon Trouer and Conuer- Aprill 17th sion to the uallue of ffiffty thowsand pounds of tobaccoe

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c} Ret̄ 13th June next Prouin^{all} Court

To the honn^{ble} the Gouerno^{r} and Councell of the Prouince of Maryland

The humble pet^{n} of Abraham ffoxall by his Atturney John ffoxall Sheweth

Liber F F That yo^{r} pet^{r} hauing shipped on Board the Jacob of Bristol Absolon Couant mast^{r} a Cargo of Goods as by his Chart^{r} p^{te} dated at Bristoll 24th Sep^{t} 1664 may more at large appeare and by the said Chart^{r} party the s^{d} Couant & Company belonging to the said shipp were bound to deliuer the said Cargo of Goods after theire arriuall in this Prouince unto yo^{r} pet^{r} upon demand, w^{ch} Contrary to the said Chart^{r} p^{te} they refused to doe & unjustly detained them

That the said ffoxall hyred Cap^{t} Allens sloope and men to fetch his aforesaid Goods but the said Couant refused to deliuer them p^{r}tending the said ffoxall had noe right to them and kept the said Allen and his men and sloope 4 or 5 dayes for which yo^{r} pet^{r} sattisfyed them and att last gaue yo^{r} pet^{r} part onely of his Goods, but when yo^{r} pet^{r} came afterwards for the remaind^{r} of his goods which came to neer the uallue of three hundred pounds sterling, which yo^{r} pet^{r} hyred of Cap^{t} James Neale, the said Couant refused to deliuer them to yo^{r} pet^{r} after which the said ffoxhall went wth Mr Slyes boate and handes to demand his aforesaid goods & 3 or 4 times more wth his owne boate and hands but still the said Couant and Company refused to deliuer them, soe that by the said Couants wrongfully detaining of them yo^{r} pet^{r} could not sell them to accomplish his freight but was forced to dispose of the freight before the dayes were expired to his uery greate losse & dam̄age

That the said Couant hath kept the Goods aforesaid from the 27th [p. 4] of Decemb^{r} untill the 16th or 17th of ffebruary last and some of the said Goods he hath disposed of imbezelled and changed and will giue the said ffoxhall noe acc^{t} of them nor can he get them to this day to the dam̄age of yo^{r} pet^{r} fifty thowsand pounds of tobacco—

Wherefore yo^{r} pet^{r} humbly prayes Order of this Hon^{ble} Court ag^{t} the said Couant for his unjustly deteyning the said ffoxhalls goods to yo^{r} pet^{rs} uery greate dam̄age or that yo^{r} honn^{rs} will be pleased to appoint an able Iury to Consider therein and allow yo^{r} pet^{r} such dam̄age as to yo^{r} Honn^{rs} shall seeme meete—And he shall pray &^{c}

Aprill 7th John ffoxhall d̄d̄s writt ags^{t} Absolon Couant in an Accōn of his Case uppon Trouer and Conuersion to the uallue of tenn thowsand pounds of tobacco—

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c} Ret̄ 13th June next Prouin^{all} Court—

To the hon^{ble} the Gouerno^{r} and Councell of the Prouince of Maryland

The humble pet^{n} of John ffoxhall Sheweth

That yo^{r} pet^{r} being engaged by Charter party to ship 40 h̄h̄ds of tobacco aboard the Jacob of Bristoll Absolon Couant Comand^{r} and had giuen him notice to receiue the same, foure of which lying aboue one mile from the water side the said Couant did refuse to fetch them whereupon yo^r pet^r gaue him 4 h̄h̄ds out of his owne house which made up the said sum̄e of 40 h̄h̄ds which he was engaged to ship on board as aforesaid but the said Couant hauing an intent to defraud yo^r pet^r of the said 4 h̄h̄ds of tobacco after they were shipt on board his shipe seazed unjustly upon the said 4 h̄h̄ds of tobacco and scratches out the markes of them and marks and numbers them as he thought fitt, in p^{r}tence of stoppadge of a debt that was due to him from the said ffoxhall though neuer demanded, which yo^r pet^r is ready to make appeare by sufficient wittnes— Liber F F

Therefore yo^r pet^r humbly prayes Ord^r of this Hon^{ble} Court ags^t the said Couant for such his unjust proceedings as the Act in that Case prouided doth direct And he shall pray &^{c}

Know all men by these p^{r}sents that I Abraham ffoxall of Burningham in the County of warwick am bound and firmly obleiged vnto Thomas Yate of the Citty of Bristoll merch^t the full weight of Eight thowsand Eight hundred pounds of good merchantable tobaccoe to be paid to the said Thomas Yate his Executo^{rs} or Adm^{rs} to the which paym^t well & truely to be made I binde my selfe my heires Executo^{rs} and Adm^{rs} firmly by these p^{r}sents sealed with my seale and dated the 24th day of September in the yeare of Our Lord God One thowsand six hundred sixty and fower— [p. 5]

The Condic̄on of this Obligac̄on is such that if the aboue bound Abraham ffoxall his Executo^{rs} or Assignes doe and shall wthin the space of forty dayes next after his arriuall in Vergenia well and truely pay or Cause to be paid unto the aboue named Thomas Yate his Executo^{rs} or Assignes the full weight of fower thowsand eight hundred pounds of good sound merchantable Virgenia in Caske, that then this Obligac̄on to be uoid or else to stand in full force and Vertue

Sigill̄ and deliūed in the p^{r}sence of— Abraham ffoxall Seale
Tho: Webb
Richard Pill

Thomas Paine desires the marke of his Cattle may be recorded which is as followeth (uiz^t) Cropt and slitt on both eares And vnder keel'd on the Rig^t Eare. Ap^r 19th

John Wright d̄ds writt ags^t Cap^t Thomas Smyth in an acc̄on of Assault and Battery to the uallue of One hundred thowsand pounds of tobaccoe

Warr^t to sherriffe of S^t Marys County to arrest &^{c}. Ret̄ 13th June next Prouin^{all} Court

The said Wright d̄ds summons for W^m Caluert Esqꝫ and Stephen Tully to testifye in ditto Causo—

Summons to sherr̄ of S^t Marys and Kent County to warne &^{c}—

Liber F F [p. 6] To the hon^{ble} Gouerno^{r} and Councell of the prouince of Maryland

The humble pet^{n} of John Wright

Sheweth that whereas yo^{r} pet^{r} had freight taken on board the Accamack merc^{ht} Mr Tho: Smyth Comand^{r} for 30 h̄h̄ds of tobacco by Chart^{r} party and 10 h̄h̄ds more by promise in all 40 h̄h̄ds as yo^{r} pet^{r} can proue in pursеance of which the said Smyth sent his Boatswaine and another seaman wth Cap^{t} Tullyes sloope which he had borrowed to fetch the said tobacco on board and when it was in the shipe yo^{r} pet^{r} being then there, went to the said Smyth to demand bills of loading for the abouesaid tobacco which the said Smyth refused to giue yo^{r} pet^{r}, reuileing him wth tearmes of Cheating Knaue and Cheating Rogue, taking up a great rope and striking yo^{r} pet^{r} many blowes wth it forcing yo^{r} pet^{r} out of his shipe into the Boate of William Caluert Esq who was a spectato^{r} in the said place, by which meanes yo^{r} pet^{r} was forced to goe on shore to p^{r}serue his life, where yo^{r} pet^{r} was forced to Continue 4 dayes wthout doing any thinge att all of his bussiness there, and was wholy obstructed by that meanes of managing his affaires at home in making up his acc^{ts} for his imployers in England and settling other respectiue accompts in the Country which said acc^{ts} should haue gone home by Cap^{t} Morrice the not p^{r}forming hereof in all probabillity wth reproachable language giuen unjustly to yo^{r} pet^{r} may in all likelyhood loose his imploym^{t} which is his whole liuelyhood being yearely intrusted wth 500℔ sterling, to his damage and defame one hundred thowsand pounds of tobacco the humble request of yo^{r} pet^{r} is that the said Smyth may be Compelled to repaire the reputac̄on of yo^{r} pet^{r} publicke in open Court wth reparac̄on of the unjusttifyable battery the losse of time Charges and dam̄age wth Cost of suite and trouble, And yo^{r} pet^{r} shall pray &^{c}

Ap^{r} 19th John Whright d̄d̄s writt ags^{t} Cap^{t} Thomas Smyth in an accōn uppon his Case to the uallue of 18000℔ tob:

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄ 13th June next Prouin^{all} Court—

The said Wright d̄d̄s sum̄ons for Rob^{t} Searell Boatswaine and Will^{m} Clayton to testifye In the said Cause &^{c}

Summons to sherriffe of S^{t} Marys County to warne &^{c} Vnd^{r} penalty of 500 tob if they appear not each person

[p. 7] To the Rig^{t} Hon^{ble} the Gouerno^{r} & Councell

The humble pet^{n} of Jn^{o} wright, sheweth

That whereas yo^{r} pet^{r} had freight taken aboard the Accamack merch^{t} Mr Thomas Smyth Comand^{r} for 30 h̄h̄ds by Chart^{r} party and 10 h̄h̄ds more by promise in all 40 h̄h̄ds as yo^{r} pet^{r} can proue now the said Smyth hauing receiued the aboues^{d} tobacco aboard the said shipe refuses to giue yo^{r} pet^{r} bills of loaden

Therefore yo^r^ pet^r^ desires that the s^d^ shipe may be stopt untill the said Smyth haue giuen yo^r^ pet^r^ bills of loading w^th^ Cost of suite damages & Charges And yo^r^ pet^r^ shall euer pray &^c^ Liber F F

Reymond Staplefort d̄d̄s warr^t^ ags^t^ John Hawkins and Thomas Wells in an accōn uppon his Case to the uallue of ffiue hundred pounds sterling— Aprill 20^th^

Warr^t^ to sherriffe of Baltemore County or any other sherriffe w^th^in this prouince to arrest &^c^. Ret̄ 13^th^ June next Prouin^all^ Court—

To the Hon^ble^ Gouerno^r^ and Councell of the prouince of Maryland

The humble pet^n^ of Reym^d^ Staplefort Sheweth

That whereas yo^r^ pet^r^ hath let a Vessell unto John Hawkins and Tho: Wills for eight months Certaine or twelue months uncertaine the said Hawkins hauing told yo^r^ pet^r^ that he might take his leaue of the Vessell and that yo^r^ pet^r^ should see her noe more. Wherefore yo^r^ pet^r^ humbly desireth that yo^r^ Honn^rs^ would be pleased to take it into yo^r^ serious and Judicious Consideracōns and cause them to giue yo^r^ pet^r^ sufficient security to the uallue of ffiue hundred pounds sterling for the deliuery of the Vessell and paym^t^ of the freight uppon the 10^th^ day of June next ensueing and cause them to put in a mast^r^ by reason they are freighters, and it is not according to Condicōn, that either of them should goe as mast^r^ of the Vessell And yo^r^ pet^r^ shall euer pray &^c^—

Comand Philip Caluert Esq^r^ and Anne his wife that Justly &^c^ they keepe w^th^ Richard Preston of Caluert County the Couen^t^ &^c^ of the manno^r^ of Wolsley in Talbott County Containing One thowsand acres of land w^th^ the apurtēnces [p. 8]
Charles Caluert

And the Agreem^t^ is such that the said Philip Caluert And Anne his wife haue acknowledged the aforesaid manno^r^ w^th^ the apurtn̄ces to be the Right of the said Richard Preston as those which the said Richard Preston hath of the Guift of the said Philip Caluert and Anne his wife and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Richard Preston and the heires of the said Richard Preston for euer, And further the said Philip Caluert and his wife Anne haue granted for them and the heires of the said Philip Caluert that they will warrant to the aforesaid Richard Preston and the heires of the said Richard Preston the aforesaid manno^r^ w^th^ the aptun̄ces ag^t^ them the said Philip Caluert and Anne his wife and the heires of the said Philip Caluert for euer And for this Recognicōn Remission quitt Claime fine and Concord the said Richard Preston hath giuen to the said Philip Caluert fiue thowsand pounds of tobaccoe

Capta et Recognita
Coram me
Charles Caluert

Philip Caluert
Anne Caluert

Liber F F March 18th 1664/5

A true Copy of an Inuentory of the Estate of Joseph ffincher taken by me William Burges there being p^{r}sent

M^{r} Roger Gross } Cap^{t} Thomas Besson }
M^{r} George Puddington } M^{r} Richard Ewen } Commiss^{rs}

Imp^{r} 3 Cows 1 steere 3 yeares old 3 steeres 2 yeares old apeice
3 steeres yearlings 1 yearling Heiffer
about 20 head of hoggs small and greate
1 flock bed 2 Boulsters and 2 old pillowes
2 old ruggs 1 Couerled 2 Blanckitts
1 paire of Cowrse Sheets 1 pillow beare
1 small Chest one Chest more somewhat bigger
7 yards & ½ of Blew linnin
8 yards of Dowlas 3 yards ½ of holland
2 Gunns 1 fixt the other unfixt
[p. 9] 1 large looking glass
3 Iron wedges 1 p^{r} of maule rings 1 hand saw
1 Auger 2 Smoothing Irons
1 Iron pott 1 frying pann 1 Grid Iron
1 pewter dish 9 pewter spoones 3 panns tinn, 1 parringer
3 leather Chaires 1 spitt 1 old Chamber pott
350 acres of land—
Vera Copia teste me Nath: Heathcoate Cl̃ke

Christopher Stephenson d̃ds writt ags^{t} William Watts In an accōn of Detinue to the uallue of 6000^{lb} tob:

Warr^{t} to sherriffe S^{t} Marys County to arrest &^{c}. Ret̃ 13th June next Prouin^{all} Court

To the hon^{ble} the Gouerno^{r} and Councell of the Prouince of Maryland

The humble pet^{n} of Christopher Stephenson Sheweth

That whereas it was agreed uppon betweene Will^{m} Watts and Christopher Stephenson that the said Stephenson should with the said Watts make a Crop of Corne and tobacco this p^{r}sent yeare and the said Stephenson was to pay to the said William Watts for his dyett &^{c} 300^{lb} tob: or one steere of three yeares old, whereuppon the said Stephenson brought all his Clothes and Goods to the house of the said W^{m} Watts, and likewise one mare which the said Stephenson had bought the last yeare of Hugh and William Woodbury & payd the one halfe of his said debt for the mare then ready downe and past his bill for the remaind^{r} of the other halfe to be paid this Crop wth which the said Woodbury was Content.

But now soe it is, that uppon some fallings out betwixt the abouesaid partyes the said Stephenson not intending to liue any longer wth the said Watts in regard of his dayly abusing the said Stephenson

going to take away his Clothes and Goods aforesaid the said Watts Liber F F
refuseth to let him haue his mare but unjustly deteins her and dayly
imployes her in sending to the mill &^{c}— Verte

Wherefore yo^{r} pet^{r} humbly prayes Ord^{r} of this Hon^{ble} Co^{rt} to [p. 10]
Compell the said Watts to deliuer yo^{r} pet^{r} his said mare and likewise to make yo^{r} pet^{r} such sattisfac̄con for the unjust detaining of her as yo^{r} pet^{r} mought haue had for her hyre had she been in poss̄on And yo^{r} pet^{r} shall pray &^{c}.

Christopher Stephenson d̄d̄s summons for Mary Gringe Edward Ap^{r} 21th
Chicken and John Arnold to testifye in the foresaid Cause, uppon perill of forfeiting 500^{lb} tob: each p^{r}son to the Lord Prop^{r} if they appeare not

Summons to sherriffe of S^{t} Marys County to warne &^{c}. Ret̄. 13th day of June 1665—

John Bayley d̄d̄s writt ags^{t} John Hawkins and Thomas Wills in 22th
an accōn uppon his Case to the uallue of two hundred and fifty pn̄ds ster̄:

Warr^{t} to sherriffe of S^{t} Marys County or any other sherriffe wthin the prouince to arrest the said Hawkins and wills &^{c}. Ret̄ 13th June next Prouinciall Co^{rt}

To the Hono^{ble} Gouerno^{r} and Councell Assembled in the Prouinciall Court of Marylande

The humble pet^{n} of John Balley Sheweth

That in the month of June last, Reymond Staplefort being then at New York did let out unto freight to John Hawkins and Thomas Wills a Vessell called the Prouidence of Maryland belonging One halfe to the said Staplefort and the other halfe to yo^{r} pet^{r} and although they all knew that yo^{r} said Pet^{r} was halfe Owner of the said Vessell yet haue they Combined together to put in the Bond of Chart^{r} p^{te} that the full freight is to be paid unto the said Staplefort as allsoe the uessell to be likewise deliuered unto him or to whome he shall appoint at the expirac̄on of the time of the said Affraightm^{t}, which was for eight months certaine and twelue months uncertaine, which Condic̄ons giues yo^{r} pet^{r} Just cause of Jealousy that theire Intenc̄ons may be to depriue him him of his halfe of the said ffraight and deteine from him his said Vessell contrary to his will— Verte

The Premisses Considered yo^{r} pet^{r} humbly Craueth Ord^{r} of this [p. 11]
Hon^{ble} Board that the said Hawkins and and Wills be constrained to alter the Condic̄ons of the Chart^{r} p^{te} and therefore binde themselues to pay unto yo^{r} pet^{r} or Assignes halfe of the freight that shall be found due to the said Vessell and to deliuer her up (att least her halfe) either to him selfe or to his Assignes and not unto the s^{d} Staplefort And (as in duty bound) he shall pray &^{c}.

Liber F F Apr 26th Joseph Hooper desires writt of Attachmt agst the Estate of James Jolly to the uallue of 1500lb tob: and Caske wthin this prouince

Writt issued to the sherriffe of Charles County to attach &c untill the said James Jolly shall appeare by himselfe or Atturney att the next Prouinall Court to be holden att St Marys on the 13th day of June next to answere the suite of the said Hooper in an accōn of debt to that uallue and abide Iudgmt of Court therein and then and there to returne the writt—

To the Honble Gouernor and Councell of the prouince of Maryland

The humble petn of Joseph Hooper Marriner Sheweth

That whereas James Jolly hath absented himselfe out of this prouince, And stands endebted unto yor petr (as by specialty may more at large appeare) in the sum̄e of One thowsand ffiue hundred pounds of tobacco & Caske Wherefore yor petr humbly craues Order of this honble Court for his said debt agst the said Jollyes Estate wth dam̄ages and Cost of suite—And he shall pray &c.

26th Daniel Jenifer d̄d̄s Execuc̄on agst the Estate of James Iolly, the said Jenifer as Attorney of Charles Caluert Esqꝫ: to the uallue of Two Thowsand ffiue hundred pounds of tobaccoe and Caske being the remaindr of 4000lb tob: recouered of the said Jolly by Order of Court held the first of March 1664 and the same soe leauyed deliuer to the sd Daniel Jenifer or to his Order—

To the sherriffe of Charles County &c.

[p. 12] Cecilius &c To the sherriffe of st Marys County Greeting Whereas Thomas Wells and John Hawkins haue taken to freight A Certaine Vessell called the Prouidence of Maryland of Reymond Staplefort for which there is due to the said Staplefort the sum̄e of One hundred and twenty pounds sterling And whereas the said Staplefort is accused of felony, Theis are to will and require yow to secure the said Thomas Wells and John Hawkins, till they giue yow in speciall security for the said One hundred and twenty pounds, and hereof fayle yow not wth the returne of this or writt Giuen att St Marys this 25th of Aprill 1665 Wittnes Our deare Brother Philip Caluert Esqꝫ Our Chancellor of Our said prouince of Maryland

Philip Caluert

Cecilius &c To the sherriffe of St Marys County Greeting Whereas Reymond Staplefort of Caluert County Owner of a Certaine Vessell called the Prouidence of Maryland now in the poss̄on of Thomas Wells and John Hawkins and whereas the said Reymond Staplefort is accused of felony, Theis are therefore in the name of the Right Honble the Lord Proprietary to will and require yow to seize the said Vessell soe that yow may haue the said Vessell before Our Gouernor

and Councell at S^{t} Marys att Our next Prouin^{all} Court 13th of June Liber F F
and then and there returne this o^{r} writt Giuen att S^{t} Marys this 25th of Ap^{rl} 1665 wittnes Our deare Brother Philip Caluert Esqꝫ Chancello^{r} of Our said Prouince of Maryland— Philip Caluert

Whereas Thomas Smyth Mast^{r} of the shipe Accomacke Merchant now riding in S^{t} Georges riuer refuseth to yeild his Obedience to Certaine warr^{ts} sued out of Our Prou^{all} Court ag^{t} him the said Smyth by John Wright to the Contempt of his lõps Gouernm^{t}, Theis are to will and require yo^{w} to be aiding and assisting to John Lawson High sherriffe of S^{t} Marys County or his deputyes in executing the said warrants uppon the said Smyth, hereof fayle not as yo^{w} will answere the Contrary at yo^{r} perill Giuen &^{c} this 26th day of Aprill 1665
To all Constables and all other the Philip Caluert
Inhabitants of s^{t} Marys County

Cecilius &^{c} To the sherriffe of Caluert County Greeting It is [p. 13]
shewne unto Vs on the behalfe of Nicholas Gwyther late sherriffe of s^{t} Marys County that whereas hee impleaded Robert Stack for 1700^{lb} tob: in Our Prouin^{all} Court due to him the said Gwyther from the s^{d} Stack for fees during his imprisonm^{t} wth the said Gwyther and by process thereupon in Our said Court made: Wee did Comand yo^{w} that yo^{w} should take the s^{d} Stack into yo^{r} Custody soe that yo^{w} might haue his body att Our Prouin^{all} Court the 20th day of Decemb^{r} 1664 there to answere the suite of the said Nicholas Gwyther for the debt of 1700^{lb} tob: aforesaid, and yo^{w} at the said day made noe Returne of the said writt, when as in Our said Pro^{all} Court by the said Nicholas Gwyther it was testifyed that the said Stack (before our Gouerno^{r} and Councell) was then detained in yo^{r} Custody And therefore wee Com̃and yo^{w} if it be soe that then yo^{w} haue the Body of the said Rob^{t} Stack before Our Gouerno^{r} and Councell in Our Prouin^{all} Co^{rt} to be held the 13th day of June next, there to answere the said Nicholas Gwyther of the aforesaid debt & further to doe and receiue what our Pro^{all} Court shall consider in that case and haue thou there this writt &^{c}. Wittnes Our deare Brother Philip Caluert Esqꝫ Our Chancello^{r} of Our said Prouince of Maryland this 26th day of Aprill 1665—

Reymond Staplefort đđs summons for Rich^{d} Taylor and his now Ap^{r} 26th
wife to testifye in Causo inter the said Staplefort pl̄t: and Thomas Wills and John Hawkins def^{t}s in an accōn uppon his Case to the uallue of 500^{lb} sterling att the next Prou^{all} Court 13th June next uppon perill of forfeiting 500^{lb} tob: each p^{r}son if they appeare not—

Warr^{t} to sherriffe S^{t} Marys County to arrest &^{c}.

Liber F F William Moffett the Attorney of Richard Allen merch^{t} d̄d̄s writt ags^{t} Thomas Bowdell who maryed the Relict of Stephen Clifton in an accōn of debt uppon accompte to the uallue of 6700^{lb} tob:—

Warr^{t} to sherriffe of Caluert County to arrest &^{c}. Ret̄ 13th June next Prou^{all} Court—

[p. 14] To the hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet̄ of W^{m} Moffett the Attorney of Rich^{d} Allen Merch^{t} Sheweth

That Stephen Clifton late dec^{d} was endebted by account 93^{lb} sterling in money for Certaine Goods deliuered unto him by yo^{r} pet^{r} this p^{r}sent yeare, which sum̄e of money was to be paid in tobacco att 7 farthings p̄ pound, yo^{r} pet^{r} hauing receiued 25 h̄h̄ds of tob: from the said Clifton in part of paym^{t} of the s^{d} debt there being still unpaid six thowsand seauen hundred pounds of tobacco of the said debt yo^{r} pet^{r} therefore Craueth of this Hon^{ble} Court an Ord^{r} an Order ags^{t} Thomas Bowdell who maryed the widdow of Stephen Clifton for the said debt wth Cost of suite, and yo^{r} pet^{r} shall euer pray &^{c}.

May 8th Then Lycence granted to Jonathan Hopkinson of South riuer in the County of Ann Arundell to keepe an Ordinary or Inn att his now dwelling howse

Mutatis mutandis ut est in lib: 1658 de prouin^{all} in folio 12: to Philip Land—wth the like Bond or Recoginzance to the Lord Prop^{y} acknowledged before Tho: Beesson and Samuell Wythers gent̄: being thereto impowred

ditto die Coll̄ William Euans d̄d̄s writt as ffeoffe in trust to the Estate of John Medley dec^{d} in an accōn uppon his Case for the deliuery of a mare and fould which hee to us Complaineth (ags^{t} Walter Pake) the said Pake ought to doe) and for damages thereuppon 4000^{lb} tob: and Caske—

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄ 13th June next then Prouinciall Court held

[p. 15] Maryland—Coll̄ W^{m} Euans of s^{t} Marys County in this prouince Complaineth against James Jolly & Walter Pake of the same County Innholders, for that whereas thay the said James Iolly and Walter Pake hath by theire deeds in the afores^{d} County made signed and deliuered the 6th day of Ap^{r} 1664 last past obleig'd themselues theire heires Executo^{rs} and Administrato^{rs} Joyntly & seuerally unto the said William Euans ffeoffe in trust to the Estate of John Medley deceased, or to him his heires or Assignes One able young mare wth a foale by her side to be sound winde and limbe and to be deliuered unto the said W^{m} Euans at or upon the last day of Aprill then next

Liber F F

ensueing the date of the abouesaid Obligac̄on being uppon good Considerac̄on as by the aforesaid Obligac̄on may (Relac̄on being thereunto had) more amply appeare

Now soe it is that they the aforesaid James Iolly and Walter Pake the abouesaid Obligac̄on not minding nor regarding, but him the said W^{m} Euans: they Craftyly and deceiptfully Intending to Cozen and defraud hath not according to theire obligac̄on aforesaid the said mare and foale deliuered and although he the said William Euans hath of him the said Walter Pake to say seuerall times demanded the p^{r}formance of the said Obligac̄on yet neuerthelesse, he the said Walter Pake hath and still doth refuse the aforesaid Obligac̄on to p^{r}forme in manner and forme as aforesaid, Whereuppon hee saith is made the worse and dampnifyed to the uallue of ffowre thowsand pounds of tobacco and Caske whereuppon hee bringeth this his suite and prayeth Iudgm^{t} for the said mare and foale and for his dam̄age wth Cost of suite—

[p. 16] May 8th

Coll̄ William Euans d̄d̄s summons for W^{m} Smyth and George Reynolds to testifye &^{c} in ditto Causo foregoeing uppon perill of forfeiting 500^{lb} tob: each person in Case they appeare not according to summons

Warr^{t} to sherriffe of S^{t} Marys County to warne &^{c}. Ret̄: 13th June next Prouin^{all} Court

To the Rig^{t} Hon^{ble} Charles Caluert Esqꝫ Leiu^{t} Generall and Gouerno^{r} of Maryland And to the Gentlemen of the Hon^{ble} Councell in Prouinciall Court

The Humble pet^{n} of Philip Holedger Humbly sheweth

That whereas yo^{r} pet^{r} being lately marryed to Mary Hasling Daughter to Jeremiah Hasling late of South riuer in this prouince deceased, and she being heire apparent unto the said Hasling hath thereby right to and property in all such goods Chattles lands and Tenem^{ts} the which the said Jeremiah Hasling dyed possest off either in deed or law

Now soe it is that not long before the death of the said Jeremiah hee did by will giue and bequeath unto the wife of the supplyant and one other of his daughters by name Phebe then liuing and since allsoe deceased, his whole Estate both Reall and P^{r}sonall in moieties which said will by Causualty was lost and not long after the loseing of the s^{d} will he the said Jeremiah Hasling Did fall into a mortall desease by which Visitac̄on of sickness he sometime before his death was totally depriued of his Reason and sences, In and uppon which Juncture of time he the said Jeremiah being in that lamentable and miserable affliction by Visited by One James Southward, now of Baltemore in this Prouince, And he the said Southward them the s^{d} Children of him the said Hasling wickedly maliciously & Couetiously

Liber F F minding and intending to Cozen Cheate Defraude and disinherite then to say in the howse of the sd Hasling in South riuer, scituate on a plantac̄on Called Turkeys point not long before the decease of the sd Jeremiah did by Combinac̄on wth one Anthony D'mondidier then seruant to the said Jeremiah deceased, make Compose forge and publish a Certaine writeing called the last will and testamt of him the said Jeremiah deceased the which they the said James Southward [p. 17] and Anthony D'mondidier did and still doe averr that he the said Jeremiah did make signe and deliuer as his last will and testamt the which is utterly false and untrue, and by Culler and tenor of the said prtended will the said James Southward hath pos̄ed himselfe of the greatest part of the said Estate of him the said Jeremiah to the greate losse dam̄age detriment and disherizen of the heire of the said Jeremiah now the wife of yor suppliant, the prmisses duely Considered yor Humble petitionr doe humbly pray that yor Honnrs will grant unto yor petr yor Honnors speciall warrant (him the said James Southward & the said Anthony D'mondidier) to Com̄and to attend at the Prouinall Court held the 13th day of June next to Answere to the Complainte of yor Humble petitioner in this Case prsented whereby yor petr may (uppon the hearing of the prmisses and the seuerall Circumstances thereunto relating before yor Honnors) Obtaine the said Estate now in the pos̄on of him the said Southward the which yor petr can substantially proue he the said Southward by Culler and prtences of the aforesaid forged will hath for seuerall yeares last past unjustly kept and wthheld from yor petrs wife—And yor petr as in duty bound shall euer pray &c—

May 10th Philip Holleger who marryed the daughter of Jeremiah Hasling d̄d̄s writt agst James Southward of Baltemore County the Administrator of Jeremiah Hasling in an acc̄on upon his Case to the uallue of 40000lb tobacco

Warrt to sherriffe of Baltemore County to arrest &c. Ret̄ 13th June next Prouinciall Courte

ditto die The said Holleger d̄d̄s writt agst Anthony D'mondidier in an acc̄on uppon his Case to the abouesd uallue

Warrt to sherriffe of Anne Arrundell to arrest &c. Retur̄ 13th of June next Prouinciall Court

The said Holleger d̄d̄s summons for George Safier Jonathn Hopkinson to testifye in ditto Causo upon perill of 500lb tob: forfeiting to the Lord Propr in Case they appeare not &c.

Warrt to sherriffe Anne Arundell and Talbott Counties ret̄ 13th June next—

[p. 18] May 10th The foregoeing Holleger d̄d̄s summons for William Stanley Mary his wife and Thomas Snow to testifye in ditto Causo, uppon perill of forfeiting 500lb each prson in Case they appeare not according to summons—

Warr^{t} to sherriffe of Baltemore County to warne &^{c}. Ret̄ 13th June next Prouinciall Court Liber F F

The said Holleger d̄d̄s summons for John Webster to testifye in ditto Causo upon perill of forfeitinge 500^{lb} tob: in case he appeare not according to summons ditto die

Warr^{t} to sherriffe of Kent County to warne &^{c}. Ret̄ 13th June next Prouin^{all} Court—

Maryland

Thomas Nottley Attorney to John Bowcock of Appamattax in the County of Westmerland in Vergen^{a} plant^{r} Executo^{r} of the Estate of Thomas Miller dec^{d} Complaineth ags^{t} Joseph Harrison of Auon Riuer in Charles County in this prouince for that whereas the said Thomas Miller in his life time to say the 23^{d} day of ffebruary 1659 did leaue in the Custody of the said Harrison Attorney to the said Miller att his departure from this prouince Certaine Goods and Chattles hereafter named to say one bill of ffowreteene hundred pounds of tobacco, one bill of seauen hundred weight of Pork Two Cowes wth Calfe one steare of two yeares old One yearling heifer and a yearling steare, The which said Goods and Chattles he the said Harrison (then) to say the day and yeare aforesaid did acknowledge to haue receiued and therein in the said acknowledgm^{t} did obleige himselfe his heires or assignes Restituc̄on of the said Goods and Chattles afforesaid to say at the Returne of the said Miller into this prouince or before to make—Now soe it is the s^{d} Bowcock by his Attorney afforesaid hauing made demand of him the said Harrison Restituc̄on to make according to the tenor of his the said Harrisons obligac̄on afores^{d} yet neuertheless he the said Harrison him the said Bowcock intending to deceiue defraud & cousin hath and still doth refuse to make Restituc̄on In manner and forme aforesaid for which the said [p. 19] plaintiffs Attornor is the worse and dampnifyed to the uallue of twenty thowsand pounds of tobaccoe And therefore brings this his suite and prayeth Iudgm^{t} ags^{t} the said Harrison for Restituc̄on of the afforesaid Goods and Chattles, And for dam̄age and Cost of suite

Tho: Notley

The said Notley dem^{ds} writt ags^{t} Joseph Harrison late Attorney to Thomas Miller, to answere the suite of Thos Nottley Attorney to John Bowcock Executo^{r} of the Estate of Thomas Miller dec^{d} in an accōn uppon his case to the uallue of 20000^{lb} tobaccoe May 11th

Warr^{t} to sherriffe of Charles County to arrest &^{c}. Ret̄ 13th June next Prouinciall Court

The said Nottley d̄d̄s summons for Thomas Robinson and Sidraick Willes to testifye in ditto Causo, uppon perill of forfeiting each p^{r}son 500^{lb} tob: to the Lord Prop^{r} in Case they appeare not according to summons

Warr^{t} to sherriffe of Charles County to warne &^{c}. Ret̄. 13th June next Prouin^{all} Court—

Liber F F The said Nottley d̄d̄s summons for John Smyth and Thomas Oakeley to testifye in ditto Causo uppon the perill aforesaid in case they appeare not—

Warrt to sherriffe of St Marys County to warne &c. Ret̄: 13th June next Prouinall Court—

Thomas Nottley pl̄t: } The pl̄t declares agst the dēft in an accōn
Raphael Haywood dēft } of Debt For that whereas the dēft stands bound and Obleiged to the pl̄t: his heires Executors or Assignes in One Obligac̄on bearing date the 6th day of January 1664 and in the penall quantity of ffiffteene hundred pounds of tobacco and Caske, to deliuer unto the pl̄t: two good sound young melch Cowes either great wth Calfe or Calues by theire sides at or before the first day of Aprill 1665 wth a firme and good Bill or Bills of sale for them, the said Cattle to be deliuered unto the pl̄t or his Assignes uppon St Clements mannor in St Marys County Verte

[p. 20] Now soe it is the prefixt time for the deliuery of the abouesaid Cattle as aforesaid being past and demand being made thereof the dēft doth utterly refuse soe to doe according to the tenor of his Obligac̄on (Relac̄on being thereunto had may more at large appeare) to the pl̄ts dam̄age One thowsand pounds of tob: whereupon he bringeth his suite And prayeth Iudgmt agst the dēft for the said sum̄e of fifteene hundred pounds of tobacco wth damages and Cost of suite

May 11th Thomas Nottley d̄d̄s writt agt Raphael Howard in an accōn of debt to the uallue of 1500lb tob: and 1000lb tob: for dam̄ages thereuppon—

Warrt to sherriffe of Caluert County to arrest &c Ret̄ 13th June next Prouinall Cort

ditto die The said Nottley d̄d̄s summons for Capt Luke Gardner John Gee Robt Sampson And Rowland White to testifye in ditto Causo uppon perill of forfeiting 500lb tob: each prson to the Lord Propr in case they appeare not according to summons—

Warrt to sherriffe of St Marys County to warne &c Ret̄. next Prouinall Cort ut supra—

Know all men by these prsents that I Thomas Elwes of London Grocer haue made Ordained and in my stead and place haue put and Constituted and by these prsents doe put and Constitute Capt Sampson Waring of the Clifts Caluert County in Maryland plantr my true and lawfull Attorney for me and in my name and to my use to Aske demand Recouer and receiue all and singuler such sum̄e and summes of tobacco as unto me now are due owing belonging or appertaining in Maryland aforesaid by any person or persons whatsoeuer nothing excepted nor reserued be it by bill Booke Obligac̄on accompt Couenant promise or otherwise by any wayes or meanes whatsoeuer, Giuing and by these p^{r}sents granting unto my said Attorney my full power and lawfull Authority touching the p^{r}misses or any parte thereof, and if need be to appeare in all Courts for me and in my name and stead and to my use by all lawfull wayes and meanes whatsoeuer to doe say sue Impleade prosecute arrest attach Imprison and out of prison to deliuer and to recouer Receiue Compound agree Release acquitt & discharge giuing and granting to his said Attorney full power and Authority to Elect nominate and appointe one Attorney more, and at his pleasure to reuoke, and whatsoeuer my said Attorney or his substitute shall lawfully doe cause or procure to be done in or about the p^{r}misses to the use aforesaid, I doe and will Rattifye Confirm and allow of the same for good and Effectuall in law at all times hereafter by these p^{r}sents, In wittnes whereof I haue hereunto put my hand and seale the twelfe day of May One thowsand six hundred sixty ffiue Liber F F [p. 21]

Signed sealed & deliuered Signed Thomas Elwes seale
In the p^{r}sence of
William Smith
Richard Wells Jun^{r}

The foregoeing Power or letter of Attorney from Thomas Elwes past to Sampson Waring was by both partyes desired it should on Record be Entred p̄ me Daniel Jenifer Clke

William Cosh marriner d̄d̄s writt ag^{t} Joseph Soane in an accōn uppon his Case to the uallue of 3000^{lb} tob: May 13th

Warr^{t} to sherriffe of Caluert County to arrest &^{c}. Ret̄ 13th June next Prouin^{all} Court—

The said Cosh d̄d̄s summons for John Knapp to giue Euidence and testifye in ditto Causo uppon perill of forfeiting 500^{lb} in Case he appeares not according to sum̄ons ditto

Warr^{t} to sherriffe of Caluert County to warne &^{c}. Ret̄ 13th June next Prouin^{all} Court

William Cosh Marriner Complaineth against Joseph Soane lately arriued in this Prouince of Maryland in the shipe or ffrygott Called the Jane whereof Dauid Anderson was mast^{r} from the Barbadoes [p. 22]

The Complainant sayth that the said Soane Dēff^{t} was uppon purchase of a sloope belonging to the Plaintiffe about the latter end of Aprill last past or thereabouts and the Defend^{t} hauing Occasione to Transport seuerall goods or merchandize for the riuer of Petuxent, from the riuer of Wiccocomoco where the aforesaid Sloope then was, Did agree wth the plaintiffe that he the plt: should wth his sloope afforesaid Transport such Goods as aforesaid, According to her burden unto the Riuer of Petuxent wthin this prouince and if then that is to say, at her Arriuall in the s^{d} riuer of Petuxent if the said Soane the Dēft: and him the said William Cosh the Plaintiffe

Liber F F should not proceed to Consumate the agreem^{t} in point of the purchase of the said sloope as afforesaid that he the said Soane would pay sattisfye and Content the pl̄t: for his freight from the said riuer of Wiccocomoco unto the said riuer of Petuxent to Content, and the Plaintiffe and Defend^{t} not agreeing about the purchase afores^{d} the pl̄t did therefore demand sattisfaccōn for the said freight but he the dēft hath and still doth deny to giue him reasonable sattisfaccōn wherefore the pl̄t saith in ffact he is Dampnified three thowsand pounds of tobacco and,

Therefore humbly Craueth Judgm^{t} of this Hon^{ble} Court for his afforesaid agreem^{t} wth dam̃ages Cost and Charge of suite And he shall pray &^{c}.

[p. 23] Know all men by theis p^{r}sents that I John Neuill of Charles County in the prouince of Maryland haue of my owne free will and Voluntary motion Giuen and Granted And by theis p^{r}sents Doe giue grant and sett ouer unto my well beloued wife Johanna Neuill One Plantacōn of my owne Conteyning ffiue hundred acres of land and Comonly called or knowne by the name of Mooredith according to Pattent together wth six Cowes and theire encrease and halfe of all my p^{r}sonall estate either seru^{ts} or other Estate immediately upon my decease likewise aboue and more then the said halfe I doe freely giue to my said wife One black mare bought of M^{r} Rob^{t} Slye marked of the said Slyes marke on both buttocks together with all the encrease she now hath or euer shall haue, To haue and to hould the said land Cowes Mare and Encrease and all & singuler other the p^{r}misses before Giuen unto the said Johanna Neuill and the heires of her Body foreuer to theire owne proper use and behoofe But in Case the said Johanna Neuill dies wthout issue lawfully begott on her Body then all the before giuen p^{r}misses to Returne to my next and immediate heires, Prouided and allwayes excepted the before Giuen p^{r}misses be in my possession and to my use, (yet not to be imbezilled) till the time of my decease, In Wittnes whereof I the said John Neuill haue hereto put my hand and seale this 12th January 1664—

his
Signed sealed & deliuered John ∓ Neuill seale
In the p^{r}sence of Vs mar̃.
William Price
Thomas Lomax
William Nine ffingers
Henry Baylye

May 18th Summons then issued to the sherriffe of Caluert County to sum̃ons 24 p^{r}sons of that County to serue as Jurors at the next Prouinciall Co^{rt} to be held at S^{t} Marys on the 13th June next in what

Causes soeuer shall then be depending betwixt the Lord Prop^{r} pl̄t Liber F F
and any p^{r}son to Vs p^{r}sented as Criminalls deft^{s} wherein they are not to fayle as they will answere the Contrary at theire perills—

The same issued to the sherriffe of Charles County to summons 18th
24 p^{r}sons wthin that County mutatis mutandis—

John Norwood d̄d̄s writt ags^{t} Thomas Hammond in an accōn of [p. 24] May 17th
Trouer & Conuersion to the uallue of three thowsand pounds of tobacco—

Warr^{t} to sherriffe of Anne Arundell County to arrest &^{c}. Ret̄ 13th June next Prouin^{all} Court—

To the honn^{ble} the Gouerno^{r} & Councell

John Norwood of Norwood in the County of Anne Arundell gent̄ & late high sherriffe of the said County Complaines ag^{t} Thomas Hamond in the Custody of the sherriffe of the s^{d} County for that whereas the said John Norwood upon the 15th day of Nouemb^{r} in the yeare of Our Lord 1662 being high sherriffe of the said County did by law seize a Certaine h̄h̄d of tobacco weighing foure hundred & fourty pounds nett in the tobacco house of the said Thomas Hammond for a fine due from John Hammond his sonne for not appearing att musters and soe became poss̄^{d} of the said h̄h̄d of tobacco as of his owne proper goods marked wth his marke and hee being thereof poss̄^{d} he the said John Norwood that h̄h̄d of tobacco afterwards (to witt) the 17th day of Nouemb^{r} aforesaid out of his handes and possession did loose and let goe leauing it in the tobacco howse of the s^{d} Thomas Hammond which said h̄h̄d of tobacco soe lost afterwards to witt the 19th day of Nouemb^{r} aforesaid in the tobacco house of Thomas Hammond aforesaid to the hands & poss̄on of the aforesaid Thomas Hammond by findeing came; yet the s^{d} Thomas Hammond knowing the h̄h̄d of tobacco aforesaid to be the proper h̄h̄d of tobacco of him the said Jn^{o} Norwood and to him the said John Norwood of right to belong and pertayne plotting and Contriuing him the said John Norwood wholy to defraud and Cheate of the afores^{d} h̄h̄d of tobacco weighing foure hundred & fourty pounds neate that h̄h̄d of tobacco to him the said John Norwood, although afterwards (to witt) the 8th day of Septemb^{r} 1663 openly in this hon^{ble} Court & diuers times both before and since he hath been thereupon required he hath not deliuered but that h̄h̄d of tobacco to deliuer to him the said John Norwood heitherto he hath alltogether refus'd and the h̄h̄d of tobacco aforesaid afterwards (to witt) the 22th Nouemb^{r} aforesaid to his the said Thomas Hammonds proper Vse & benefitt he hath Conuerted & disposed to the dam̄age of him the said John Norwood Three thowsand pounds of tobacco. And thereuppon he bringeth his suite—

Liber F F [p. 25] May 17th Henry Hudson d̄d̄s writt agt Francis Pope late Sherriffe of Charles County in an accōn uppon his Case to the uallue of 20000lb tobaccoe

Warrt to sherriffe of Charles County to arrest &c. Ret̄: next Prouinciall Cort 13th June next

To the honble Gouernor & Councell of the Prouince of Maryland

The humble petn of Henry Hudson Agt ffrancis Pope late sherriffe of Charles County–most humbly sheweth

That whereas in the Genll Assembly houlden at St Johns for the said Prouince the fourth day of March which was in the yeare of Our Lord One thowsand six hundred ffourty seauen amongst other thinges then & there Ordained & done a Certaine Act entituled an Act for the Extent of Attachmts and Execucōns was conceiued & made by which it is enacted that noe attachmt shall or may be laid upon any the Goods or Chattles of any inhabitant in this prouince except the true owner thereof be not at that time resident or dwelling in the prouince & whoeuer shall attach more then a fourth part ouer and aboue the uallue of the debts shall beare the dam̄ages of the Attachmt & the dam̄age of the partye, And yor petr doth declare unto yor Honnors that the said sherriffe by an Attachmt issuing from the Court holden for Charles County aforesaid at the suite of John Neuill bearing date the eleauenth day of March which was in the yeare of Our Lord One thowsand six hundred sixty ffower did the seauenteenth day of March aforesaid Attach Certaine Goods of yor petrs much exceeding one fourth parte ouer & aboue the uallue of the debt supposed to be due unto the said John Neuill to yor petrs losse and dam̄age of twenty thowsand pounds of tobacco and contrary to the before recited Act of Assembly by which accōn hath accrued to yor petr to require & haue of the said sherriffe his dam̄age aforesaid

May it therefore please yor Honnors to Consider the prmisses & grant yor petr Order of this Court agst the said sherriffe for his dam̄ages aforesaid wth his Costs And he shall &c—

[p. 26] May 19th

Then receiued By mee Daniel Jenifer by the handes of the Honble Chancellor One Booke of Testamentary Causes beginning the 18th of August 1658, ending Nouembr the 3d 1659

p̄ mee Daniel Jenifer

28-$\frac{3}{m}$-64

Whereas George Gooddrick did at Our Prouinciall Court held the 20th day of December 1664 an Order obtaine agt the Estate of Edward Prescott for the sum̄e of ffiue thowsand pounds of tobacco besides charges thereon twelue hundred pounds of tobacco by Vertue Liber F F of which Order the said Gooddrick crau'd Execuc̄on agt the Estate of the said Prescott for the sd sum̄es of tobacco which was granted, but by Casuall meanes before the same could be leauyed was lost, Whereupon the sd Gooddricke at Our last Prouinall Court held the 3d day of March 1664 did request further Execuc̄on for the sd sum̄es of 5000lb and 1200lb tob: which was not thought fitt & Conuenient another Execuc̄on to grant, Therefore Ordered that a scire facias should issue to giue notice to Henry Aldey the Attorney of the said Edward Prescott to appeare by himselfe or his Attorney att the next Prouinall Cort to defend the said Estate and shew Cause (if any he haue) why Execuc̄on should not againe issue and be leauyed according to the force and effect of the said Order, if no appearance soe made then Execuc̄on to be granted, These are therefore to Charge and Com̄and that yow Cause notice to be giuen to the said Aldey to make appearance according to the tenor of the said last Order or to Execuc̄on immediately wee shall proceed And returne yow this at the said Prouinall Court held the 13th day of June next, And for soe doeing this shall be yor warrt Giuen undr my hand at St Marys this 19th day of May 1665—

To the High sherriffe of Charles County his Deputy or Deputyes

Cecilius Absolute Lord & Proprietary of the Prouinces &c, To Thomas Mathewes Joseph Harrison William Marshall and Walter Beane of Charles County gent̄: or any two of them Greeting in Our Lord God Euerlastinge Know yee that whereas att Our last Prouinall Court held on the second day of March 1664, was in Our high Court of Chancery One Certaine Bill by Wm Hollingworth of New England agst William Price and Hannah his wife preferred but [p. 27] appearance being then made by the sd Wm onely, who hath deliuered us in his answere uppon Oath, the said Hannah (as in Court alleadg'd) not then able soe farre to trauaile, Whereuppon Wee did then Order that a dedimus Potestatim should be sent up to yor County to take the said Hannah her answere in writeing uppon Oath to the said Bill of Chancery the Coppy whereof is hereunto annext, These are therefore to will and require as allsoe to impower yow the sd Thomas Mathewes Joseph Harrison William Marshall and Walter Beane or any two of yow to make yor repaire to the prsent place of the said Hannahs residence and cause her to deliuer uppon Oath in answere to the said Bill in Chancery what she cann declare of the whole truth touching the prmisses therein Contained and the same in writeing take, and it when soe done unto the Office at St Marys wth this Coppy of the said Bill send, wth what conuenient speed yow cann to be had and perused by Vs att the next Prouinall Court held on the 13th day of June next Giuen att St Marys undr the lesser seale of Our said Prouince of Maryland this 19th day of May 1665

Liber F F Wittnes Our Deare sonn & heire Charles Caluert Esq Our Leiutennt Generall of Our said prouince—

Know all men by these prsents that I Thomas Jorden haue for the sume of ffiue thowsand six hundred pounds of tobacco and Caske by mee allready receiued sould and deliuered and doe by these prsents sell and deliuer unto John Elzey his heires or Assignes One sloop wth her small boate & all apurtenances warranting the said sloope from any prson or prsons that shall lay any Claime or title thereunto; Vnto the said Elzey his heires or Assignes, as wittnes my hand this 12th day of January 1662 Thomas Jorden

Wittnes
Ambrr Cowch
John Edmondson

[p. 28] May 24th John Hawkins and Thomas Wills dds writt agt Reymond Staplefort in an accon uppon theire Case to the uallue of Three hundred pounds sterling—

Warrt to sherriffe of Caluert County to arrest &c Ret 13th June next Prouinall Court—

To the honble Gouernor & Councell in Prouinciall Court

The humble petn of John Hawkins and Thomas Wills both of New England marriners Sheweth

That whereas Reymond Staplefort of Petuxent in this Prouince merchant part owner of the Barke called the Prouidence of Petuxent aforesaid, Did att a Certaine place called ffoulstone Creeke in the Precints of New England in the yeare of Our Lord God One thowsand six hundred sixty ffowre in the month of June in the aforesd yeare as well for himselfe as allsoe for the rest of the Owners of the said Barke, Then to say in the aforesaid yeare and month at the place aforesaid, Lett unto freight unto yor petrs the aforesaid Barke for the terme of Eight months Certaine and twelue months uncertaine to be imployed by yor petrs in any Voyage or Voyages as to them should seeme meet during the said terme which said agreemt of ffreightmt will more amply appeare by a Certaine Deed or Instrumt of Charter party under the hand and seale of the aforesaid Staplefort bearing date at ffoulston aforesaid in the yeare and month aforesaid, And whereas the aforesd Staplefort is by the aforesaid Deed or Chartr party bound that the aforesaid Barke should att all times during the aforesaid terme of ffreightmt according to the tenor of the said Deed be allwayes ready uppon all Occasiones during the whole terme aforesaid to attend yor petitioners or their Order for the accomplishment of the aforesaid ffreightmt—

Now soe it is that yor petrs by meanes and Occasion of him the said Staplefort are put out of possession of the aforesaid Barke and

Liber F F [p. 29]

hindred from the imploying of the same Contrary to the Couenants and Condic̄ons specifyed in the aforesaid Chartr p̄ty and yor petic̄oners hauing as yet good part of the said terme yet to come for the imploymt of the said Barke and hauing seuerall Goods and Merchandize to transport out of this prouince are now through the euill treatment and by the meanes and Occasione of the sd Staplefort hindred Obstructed and deenied the Imploymt of the said Barke whereby theire Goods & merchandize will be utterly spoyled and lost, and of the benifitt & proffitt of the imploymt and ffreight of the same will be utterly depriued, although yor petrs cann make appeare that they haue allready paid all or at least the greatest part of the money due for her hyer for the whole terme of twelue months

Wherefore yor petr saith they are Exceedingly dampnifyed and therefore humbly prayeth Judgmt agt the sd Staplefort for three hundred pounds sterling, the benifitt due to them from the said Staplefort for non-performance of his part of the said Deed of Chartr p̄ty as will appeare by the said Deed and for theire Cost of suite And they (as in duty bound) shall euer pray &c—

May 26th

Justinian Gerrard d̄d̄s writt agt John Carrington in an accōn uppon his Case to the uallue of ffowre thowsand pounds of tobaccoe

Warrt to the sherriffe of St Marys County to arrest &c ret̄ next Prouinall Cort 13th June.

Justinian Gerrard humbly Complaineth to this Honble Court for That whereas John Carrington late of Virgenia Laborour Did by Couenant indent to serue Thomas Gerrard this Complainants ffather, him the said Thomas Gerrard to serue from the twelfe day of May one thowsand six hundred sixty ffiue as will (Relac̄on to the said Couenant being had) more at large appeare, and he the said Thomas Gerrard him the said John Carrington for a ualuable Considerac̄on for the time he had to serue unto the pl̄t him the said Carrington [p. 30] making ouer & Assigning as by a Certaine specifycac̄on on the sd Couenant bearing date the tenth day of Decembr one thowsand six hundred sixty ffowre may & will appeare Whereby Vertually the said Carrington unto the pl̄t: A seruant according to the said Couenant ought to be.

Now soe it is that the said Carrington Contrary to law Equity and Reason and Especially him the said Justinian Gerrard Pl̄t: only minding to defraud Cozin and Cheate, hath himselfe Elloyned absented and detained for seuerall weekes Contrary to his Couent.

Therefore the pl̄t saith in fact that he for the said seruts Elloyning, Absence and Detainer is dampnifyed to the uallue of ffowre thowsand pounds of tobacco, and therefore humbly Craueth Judgmt of this Court to be repos̄s̄ed of the said serut and that his Dam̄age and Cost of suite may be allowed him &c

Liber F F Pope Aluey on behalfe of his wife Anne Administx of the Estate of her husband John Hammond decd demds writt agst James Veitch in an accōn uppon his Case to the uallue of two thowsand pounds of tobacco.

Warrt to sherriffe of Caluert County to arrest &c Ret̄: 13th June next Prouinall Court

To the honble Gouernor and Councell of Maryland,

The humble petn of Pope Aluey on behalfe of his wife Anne Administrx of the Estate of her husband John Hammond decd: Sheweth

That whereas James Veitch stood endebted to yor petr as Administrator aforesaid in the sum̄e of Two thowsand pounds of tobacco & Caske for a woman serut and likewise some other debt due to the Estate of the said Hammond decd wthout the said James Veitch proues this debt is paid

Wherefore yor petr humbly Craues Order of this Honble Court for the said debt of 2000℔ tob: wth wt debt else shall be lawfully prou'd due to the said Estate with dam̄ages and Cost of suite, And (as in duty bound) he shal pray

[p. 31] May 29th Mordicay Hamond in the behalfe of himselfe and his Brother Daniel Hamond d̄ds writt agt Pope Aluey in an accōn uppon theire Case to the uallue of six thowsand pounds of tobacco—

Warrt to sherriffe of st Marys County to arrest &c. Ret̄: 13th day of June next Prouinall Court

Mordicay Hamond In the behalfe of himselfe and his Brother Daniel Hamond are plaintiffs Pope Aluey is Defendant

The pl̄t declares agst the dēft in an accōn of the Case for that whereas the dēft did in and uppon the 22th day of March anno 1663. sell and deliuer unto the pl̄ts all his Estate both reall and prsonall, or whatsoeuer doth unto the dēft belong wthin this prouince as p̄ deed undr the dēfts hand and seale bearing date the said 22th day of March relac̄on being thereunto had may more at large appeare, wth Prouisoe that if the said Pope Aluey his Executors Administrators or Assignes did well and truely Content and pay unto the pl̄ts or to theire Executors Administrators or Assignes the quantity of three thowsand seauen hundred pounds weight of merchantable tobacco in Caske according to Act of Assembly uppon the 10th day of Nouembr then next ensueing the date of the aforesaid deed and being now past, that then the said deed should be uoid and of none Effect otherwise to remaine of force and uertue, Now soe it is that the said Aluey the dēft hath not paid the said Tobacco according to the force and purport of the said deed, allthough often by the pl̄ts required soe to doe, but hath and still doth refuse to pay the same, which is to the pl̄ts exceeding great loss and dam̄age and allmost utter impouerishm^{t} and ruine, the pl̄t^{s} being poor Orphans and therefore humbly pray that they may haue Judgm^{t} of Court ags^{t} the dēft: for the said Estate According to the tenor of the deed aforesaid together wth Cost of suite And they as in duty bound shall euer pray &^{c}— Liber F F [p. 32]

To the Rig^{t} Hon^{ble} the Leiutenn^{t} Generall and Councell of Maryland

The humble pet^{n} of Paull Marsh humbly sheweth

That yo^{r} pet^{r} hauing hired A seru^{t} to Pope Aluey for a thowsand weight of tobacco till October next, is in great doubt that by some unjust practice of the said Pope he shall not be paid the said tobacco if he loose not his seru^{t} in regard the said Pope hath allready been in question for the life of one seru^{t}, and since the hyring yo^{r} pet^{rs} seru^{t} another dyed being his hyred seru^{t}, & as I am Credibly informed laid his death to the s^{d} Pope and yo^{r} pet^{r} is informed the said Pope Kikt him one day that the fellow fell downe dead for the p^{r}sent

The p^{r}misses Considered yo^{r} pet^{r} humbly prayes security sufficient may be afforded for the said seru^{t} at the expirac̄on of his time & allsoe the tobacco wth cost of suite–And yo^{r} pet^{r} shall euer pray &^{c}.

Paull Marsh d̄d̄s writt ag^{t} Pope Aluey in an accōn uppon his Case to the uallue of two thowsand pounds of tobaccoe— May 29th

Warr^{t} to sherriffe of S^{t} Marys County to Arrest &^{c} ret̄ 13th June next

Summons then issued to the sherriffe of S^{t} Marys County to warne 24 person of the neighbourhood to serue as Jurors the next Prouinciall Court being the 13th day of June next in w^{t} Causes soeuer shall then bee depending betwixt the Rig^{t} Hon^{ble} the Lord prop^{r} pl̄t and p^{r}sons for criminalls dēft^{s} they being not to fayle us they will answere th^{e} Contrary ditto die

Proclamac̄on By the Leiutenn^{t} Generall of Maryland [p. 33]

Whereas at the last Prouinciall Co^{rt} houlden at S^{t} Marys for this prouince on the first day of March last the next Prouin^{all} Court was then appointed to be held on the second twesday in June following being the 13th day thereof

Now for as much as the houlding of that Court on that day appointed will proue uery inconuenient when as the Gouerno^{r} and Councell cannot then conueniently meet together, being pressed wth some urgent Occasiones of the Prouince w^{ch} cannot suffer delay

These are therefore to giue notice to all persons whome it may Concerne that the said Co^{rt} to be held on the 13th day of June as aforesaid is adjourn'd untill the first Twesday in August next being the first day thereof, and all writts and other Processe issued for that Court intended to be houlden on the 13th day of June shall be

Liber F F returnable on the first day of August as aforesaid, Giuen und^{r} my hand this 29th day of May 1665—

June first Edward Russell d̄d̄s writt ags^{t} Marmaduke Snowe In an accōn uppon his Case to the uallue of fifteene hundred pounds of tobaccoe

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄: p̄^{ma} August next Prouin^{all} Court

To the Rig^{t} Hon^{ble} the Gouerno^{r} & Councell of Maryland in Prouinciall Court

The humble pet^{n} of Edward Russell Humbly sheweth

That whereas yo^{r} pet^{r} being formerly a seru^{t} unto M^{r} Thomas Gerrard of S^{t} Clements Manno^{r} and hee the said Gerrard out of his good will and pleasure then yo^{r} pet^{r} minding to encourage in the [p. 34] faythfull discharge of his seruitude, did unto yo^{r} pet^{r} giue a Certaine Cow of Culler Red, wth a Bull Calfe by her side, marked on the left Eare wth a fflower De-Luce; and underkeeled of the Rig^{t} all which will and may appeare by a Certaine Writing und^{r} the hand of the said Thomas Gerrard, Bearing date the 17th day of October Ann^{o} 1663, now may it please this Hon^{ble} Courte; the s^{d} Thomas Gerrard being ejected out of the said Manno^{r} of S^{t} Clements By M^{r} Marmaduke Snow where the aforesaid Cow and Calfe was giuen yo^{r} pet^{r} and where they doe likewise now Remaine and abide the said Cow and Calfe since the said Snowes poss̄on of the aforesaid Manno^{r}; By finding into the poss̄on of the said Snow did come, and now there doe remaine; and yo^{r} pet^{r} understanding the p^{r}misses did in a Ciuill manner unto the said Snow Repaire att the manno^{r} howse of S^{t} Clements called Mattapanent at or about the 27th of this instant May; then & there in the p^{r}sence of diuers wittnesses did of him the said Snow demand the said Cow and Calfe before mencōned being now a yearling steere unto yo^{r} pet^{r} to deliuer but the said Snow yo^{r} pet^{r} mindeing to Cheate Cozen and Defraud, Did then and still doth refuse unto yo^{r} pet^{r} the said Cow and Calfe to deliuer: the which he in Justice and Conscience ought to haue done, And yo^{r} Pet^{r} being a poor ffreeman and hauing nothing else but his handes to Administer to his necessities being depriued soe unjustly of his Cow and Calfe and soe likewise hindred from the rest of her encrease which may hereafter come is therefore allmost driuen to Impouerishm^{t}

Yo^{r} poore petitioner Doe therefore in most humble wise Pray (the p^{r}misses considered) that yo^{r} pet^{r} may be by this Hon^{ble} Court Redressed against the s^{d} Snow, that he may haue Judgm^{t} for his Cow & Calfe and what other encrease she shall haue in the Interim hanging this suite and likewise be awarded his Just and reasonable Dam̄ages and Cost of suite ags^{t} the s^{d} Snow–And yo^{r} humble pet^{r} shall as in duty bound Euer pray &^{c}— Edward Russell

May the last 1665

Liber F F
[p. 35]
June 5th

Mordecay and Daniell Hamond d̄d̄s sum̄ons for Robt Beard Thomas Beetle and William Coope in Causo depending betweene them and Pope Aluey in an accōn uppon theire Case to the uallue of 6000lb tobaccoe.

Warrt to sherriffe of st Marys County to warne &c. Ret̄ next Prouinall Court being first August.

Paull Marsh d̄d̄s summons for Walter Pake and Margarett att Shertcliffts in Causo inter the sd Marsh and Pope Aluey in an accōn uppon his Case to the uallue of Two thowsand pounds of tobacco

Warrt to sherriffe of st Marys County to warne &c. Ret̄ first August next Prouinciall Court.

Henry Warren by his Attorney William Caluert d̄d̄s writt agst George Thompson in an accōn of debt to the uallue of 1975lb tob:

Warrt to sherriffe of Charles County to arrest &c. Ret̄. first of Augo next Prouinall Court

Henry Warren (ut supra) d̄d̄s summons in ditto Causo for Willm Bretton uppon perill of forfeiting 500lb tob: at the sd Prouinall Court

To the Honble Gouernor and Councell of the Prouince of Maryland—

The humble petn of Henry Warren By his Attorney Wm Caluert Sheweth

That George Thompson did on the 16th day of Aprill one thowsand six hundred sixty Three, Assume uppon himselfe to pay yor petr or his Assignes the sume of nineteene hundred seauenty ffiue pounds of tobacco, To be paid the next ensueing Cropp as by specialty undr the said Thompsons hand may more att large appeare

Now soe it is The said debt of 1975lb tobb: by yor petr hath been often demanded, but the said Thompson hath and still doth refuse to make sattisfaccōn therein, To the greate dam̄age of yor petr whereuppon he bringeth his suite—

And humbly Craues Order agst the said Thompson for the said sum̄e of nineteene hundred seauenty ffiue pounds of tobacco wth dam̄ages and Cost of suite–And he shall euer pray &c.

[p. 36]
June 16th

Then Lycence granted John Lumbrozo of Nanjemy Creeke in Charles County to keepe an Ordinary or Inne att his now dwelling howse Mutatis mutandis ut est in lib: 1658 fo: 12 pro Philip Land–De Prouinall

Wth the like Recognizance to the Lord Propr acknowledged before the Honble Leiutennt Generall The penalty thereof being for 2000lb tobacco And the said Lycence to be in force for one whole yeare after the date thereof Vt supra—

Liber F F Thomas Truman gen^{t} d̄d̄s writt of Attachm^{t} ags^{t} the Estate of John Dynely to the uallue of 10000℔ tob:

Warr^{t} issued to the sherriffe of Caluert County to attach &^{c} granted and signed by the Hon^{ble} Chancello^{r} (uiz^{t})

Attach any of the Goods debts or Chattles wthin this prouince to the uallue of tenn thowsand pounds of tobacco in Caske belonging to John Dynely and them keepe in yo^{r} Custody untill the said John Dynely or any Attorney for him shall put in security to be at the next Prouin^{all} Court the first of August next, to answere to the suite of Thomas Truman gen^{t} and abide Judgm^{t} of Court therein and then and there returne this writt, Giuen und^{r} mẏ hand this 22th day of June 1665 Philip Calvert

To the sherriffe of Caluert
County or his deputy

Thomas Truman pl̄t } The pl̄t. declares ags^{t} the def^{t} in an accōn
John Dyneley Def^{t}: } uppon his case For that whereas the def^{t} hauing formerly in his Custody twelue h̄h̄ds of tobacco properly belonging to the pl̄t which the dēft according to the tenor of a Certaine writeing bearing date the 16th of Nouemb^{r} Anno 1664 ought to haue disposed of and made returnes of the Effects of the produce of the said tobacco according to the aforesaid writeing and he the def^{t} minding him the pl̄t onely to defraud and Couzin hath not according to the aforesaid writeing p^{r}formed his Obligac̄on in that Case [p. 37] Prouided; wherefore the pl̄t sayth in fact hee is dampnifyed to the uallue of tenn thowsand pounds of tobacco in Caske, And therefore humbly prayeth Ord^{r} of this Hon^{ble} Court for the said sum̄e of tenn thowsand pounds of tobacco and Costs of suite And he shall pray &^{c}.

In Causo inter Henry Hudson pl̄t & Dauid Anderson Deft depending on the 22th Decemb^{r} 1664 was then Ordered as followeth (Viz^{t}) That the said Cause be tryed by a Jury and that Henry Hudson haue time till the next Prouin^{all} Court & further to the end of the six months (wthin which time Isaack Bedloe is bound to produce the said ffrygott) to bring his testimony now wanting for proofe in this Cause, and that in the Interim (that is to the end of the aforesaid six months) the said Bedloe haue liberty to imploy the said Vessell, And further that uppon receipt of his testimony from New England or other parts, he the said Henry Hudson shall demand and procure timely summons to be sent to the said Bedloe or his Attorneys to appeare att this Court then next to be held that all partyes and allso a Iury may be prouided

Wherefore these are to will & require yo^{w} to appeare att Our next Prouin^{all} Court held att S^{t} Marys on the first day of August next then & there to make yo^{r} defence in the said suite and abide Judgm^{t}

of Court therein who will proceed according to the abouesaid Order, herein faile not as yo^w will answere the Contrary, Giuen und^r my hand this 27th day of June 1665— Liber F F

To Thomas Nottley the Attorney
of Dauid Anderson or Others
whome these may Concerne.

Philip Holleger d̄d̄s summons for Edward Cox to testifye &c in Causo inter ditto Holleger pl̄t: & Anthony Demondedier def^t, in accōn uppon his Case to the uallue of 40000^lb tob July p^ma

Warr^t to sherriffe of Anne Arrundell Talbott County to warne &c Ret̄: first Aug^o next Prouin^all Court

William Caluert Esq d̄d̄s writt ags^t Marmaduke Snow in an accōn of Debt to the uallue of 6360^lb tobb: [p. 38]

Warr^t to the sherriffe of S^t Marys County to arrest &c. Ret̄. first August next Prouin^all Court

W^m Caluert Esq d̄d̄s summons for Henry Warren in ditto Causo. Ret̄. the said Prouin^all Court at S^t Marys

To the hon^ble the Gouerno^r & Councell of the Prouince of Maryland—

The humble pet^n of William Caluert Sheweth

That Marmaduke Snow did on the 21^th day of Septemb^r one thowsand six hundred sixty and ffowre Assume uppon himselfe to pay or Cause to be paid unto yo^r pet^r his heires Executo^rs Administrato^rs or Assignes the full and Just sum̄e or quantity of tenn thowsand pounds of good sound merchantable leafe tobacco & Caske, to be paid in some Conuenient place in S^t Marys County uppon demand, as by his the said Snowes specialty may more att large appeare—

Now soe it is, Yo^r pet^r in part of the abouesaid sum̄e hath three thowsand six hundred and ffowrety pounds of tobacco receiued of the said Snow, and often of him the remaind^r hath demanded, being six thowsand three hundred and sixty pounds of tobacco w^th Caske but utterly refuseth to make paym^t thereof to the greate dam̄age of yo^r pet^r whereuppon he bringeth this his suite—

And humbly Craues Ord^r of this Hon^ble Court ags^t the said Snow for the said sum̄e of six thowsand three hundred and sixty pounds of tobacco w^th dam̄ages and Cost of suite, And (as in duty bound) hee shall euer pray &c—

This is the oppinion and Verdict of the Jury that are impanelled to ueiw the Body of Josepeph Wright sonn to Ismaell Wright giuen in before mee William Groome the second day of March 1664–That betweene the draught tree and the post of William Berrys mill the

Liber F F Corps hath Come by his death hauing found him bruised much on his Body These sworne before mee William Groome—

[p. 39] The Jurors names
William Chaplaine
his WC marke
Guy White
Thomas Markin
Enoch Coomes
Will^{m} Reeues
Richard Dury
Edward Croowe
Samuell Sloper
his S marke
Edward Crockett
his ~ marke
Cornelius Verhoofe
George Hutchinson
his H marke
Henry Osterlings

John Harrice aged about 22 yeares old saith That Joseph Wright was riding uppon the draught tree of William Berrys Mill and the Mill made a stop and he fell downe, and further he saith not—
Sworne before me this 2^{d}
of March 1664/5
Will^{m} Groome

July 8th Thomas Gerrard d̄d̄s writt ags^{t} Richard ffoster in an accōn of trespass to the uallue of one hundred thowsand pounds of tobaccoe

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret p^{ma} August next Prouinciall Court

County of S^{t} Marys ss: To the Hon^{ble} Gouerno^{r} and Councell

The humble pet^{n} of Thomas Gerrard ags^{t} Richard ffoster Most humbly sheweth

That whereas the said Thomas Gerrard by his Deed bearinge date the 20th day of February, w^{ch} was in the yeare of Our Lord 1647 did demise & to farme lett unto Nicholas Gwyther and Thomas Jackson theire Executo^{rs} and Administ^{rs} one Neck or parcell of land wth One Island, Called by the name of S^{t} Margarites Island Containing in all seauen hundred acres of land scituate lying and being in the County aforesaid, to haue and to hould unto the said Nicholas and Thomas theire Executo^{rs} and Assignes for & during the tearme of twenty and one yeares from the ffeast of the Natiuity Commonly Called Christmas w^{ch} was in the yeare of Our Lord 1643 And fully [p. 40] to be Compleate and ended, as by the said Deed more at large appeareth; by w^{ch} Vertue of which said demise the said Nicholas and Thomas did enter into the p^{r}misses and the same hath enjoyed and Occupied and possessed to them and theire Assignes for and during the tearme aforesaid which s^{d} tearme allthough long since Expired yet the said Rich^{d} ffoster Assignee of the said Nicholas and Thomas or of One of them doth Continue the possession of the p^{r}misses and the same hath wthholden from yo^{r} pet^{r} and as yet doth wthhold and Detaine to his Dam̄age of One thowsand pounds of Tobacco whereby accōn accrueth to yo^{r} pet^{r}

May it therefore please yo^{r} Honn^{rs} to Consider the p^{r}misses and grant yo^{r} pet^{r} Order to haue possession of the land afores^{d} wth his Costs and Dam̄ages and he shall &^{c}— Liber F F

Thomas Gerrard d̄d̄s writt ags^{t} George King in an accōn of trespas to the uallue of 20000^{lb} tobb: July 8th

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄: first August next Prouin^{all} Court

To the hon^{ble} Gouerno^{r} and Councell

The humble pet^{n} of Tho: Gerrard ags^{t} George Kinge Most humbly sheweth

That whereas the said Thomas Gerrard by his deed bearing date the 28th day of January w^{ch} was in the yeare of Our Lord 1653 did demise and to farme lett unto Thomas Dinniard One tract of land Containing three hundred acres of land scituate lying and being in the County aforesaid To haue and to hould unto the said Thomas Dinniard his Executo^{rs} and Assignes for and during the tearme of twenty and one yeares from thence forth, for and in Consideracōn of and under the seuerall Couenants Clauses prouisoes payments and agreem^{ts} in the said Demise mencōned & Contained and on the part and behalfe of the said Thomas Dinniard his Executors and Assignes to be done and p^{r}formed as by the said deed of demise Relacōn thereto being had more at large appeareth, And that in Case the said Thomas his executo^{rs} or Assignes or any of them shall faile in paying or p^{r}forming any or all the s^{d} Couen^{ts} Clauses prouisoes paym^{ts} and agreem^{ts} in part or in all that then and in such Case and from & after such faileing and paym^{t} the said deed and demise to be uoid, and the demised p^{r}misses and euery part and parcell thereof to Returne be and Continue unto the s^{d} Thomas Gerrard his heires and Assignes as if such demise had neuer been made, And yo^{r} pet^{r} in fact saith, that the said George King Assignee of the said Tho: Dinniard hath not p^{r}formed the said Couenants, for that he hath not paid the rent reserued thereby: att the time therein and thereby appointed to be paid but the same hath denied to pay unto yo^{r} pet^{r} to his Dam̄age of twenty thowsand p̄nds of tobacco and therefore he bringeth his accōn— [p. 41]

May it therefore please yo^{r} Honno^{rs} to Consider the p^{r}misses and grant yo^{r} pet^{r} Order to haue possession of the land aforesaid wth his Costs and Dam̄ages, and he shall &^{c}—

Thomas Gerrard d̄d̄s writt ags^{t} Marmaduke Snow in an accōn of trespass to the uallue of 10000^{lb} tob: July 8th

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄: p^{ma} August next Prouin^{all} Court—

Liber F F To the Gouerno^{r} and Councell

The humble pet^{n} of Tho: Gerrard ags^{t} Marmaduke Snow humbly sheweth

That whereas Marmaduke Snow is and standeth endebted unto yo^{r} pet^{r} in the sum̄e of fiue thowsand & thirety ffowre pounds of tobacco and Caske as by seuerall bills and other merchandizes Comodities & accompts, he can and is ready to make appeare, notwithstanding the aforesaid Marmaduke the afores^{d} sum̄e 5034^{lb} tobb allthough often requested thereto, unto yo^{r} s^{d} petition^{r} hath not paid nor sattisfyed, but the same to pay hath heitherto Contradicted and as yet doth Contradict to his Dam̄age of tenn thowsand pounds of tobacco & Caske and thereuppon he produceth his suite

May it therefore please yo^{r} Honno^{rs} to grant yo^{r} pet^{r} Order for the s^{d} tobacco and Caske wth his dam̄age and Costs and he shall &^{c}—

[p. 42] July 12th John Six d̃d̃s writt ags^{t} Richard Smyth in an accõn Vppon his Case to the uallue of 10000^{lb} tobacco

Warr^{t} to sherriffe Caluert County to arrest &^{c}. Ret. first August next Prouin^{all} Court—

ditto John Six d̃d̃s summons for Tho: Sprigg Stephen Hobbs Joseph Edley and Hugh Sherwood to testifye in ditto Causo next Prouin^{all} Court uppon perill of forfeiting fiue hundred pounds of tobacco each p^{r}son

Warr^{t} to sherriffe of Caluert County to warne &^{c}

ditto John Six d̃d̃s summons for Barnaby Edley to testifye in ditto Causo next Prouin^{all} Court uppon perill of forfeiting 500^{lb} tob: in Case hee appeare not—

To the Hon^{ble} the Gouerno^{r} and Councell

The humble pet^{n} of Jn^{o} Six Declareth

That yo^{r} pet^{r} did owe a Certaine sum̄e of tobacco to Richard Smyth for the which the said Six did prouide; Smyth obtained an Order of Court in Caluert County whereuppon yo^{r} pet^{r} had prouided Tobacco ready in Conuenient time and place and by M^{r} Smyths Ord^{r} did marke 2 hoggsheads of tobacco wth R: S: as the said Smyth did Order the said John Six; afterwards gaue him notice seuerall times there was 2 h̃hg̃ds̃ of tob: ready for M^{r} Smyth or his Order, but now it is soe, that the said Smyth did neither send nor Come for his tobaccoe but after some time took out an Execuc̃on and gaue Order to the sherriffe to serue it uppon the Body of yo^{r} pet^{r} the next day after it was serued the sherriffe M^{r} Sprigg did send a letter to M^{r} Smyth if he would receiue the two Hoggsheads or Impower M^{r} Sprigg and what yo^{r} pet^{rs} debt was more M^{r} Sprigg would pay it for yo^{r} pet^{r}; by this meanes in soe much and soe long a time that your pet^{r} suffers much wrong and is like to suffer greate dam̄ages to his utter ruine by the losse of his time disparagm^{t} and

this pet^{n} uoid another entred in fo: 46

the losse of his Customers being Confined Close prisoner by the said Smyth to M^r Charles Brooke yo^r pet^r being a Taylor by trade, utterly ruinated and hereuppon yo^r pet^r brings his Accõn; Humbly Crauing Redresse for his long imprisonm^t according to Law and Justice together wth all dam̃ages and Cost of suite And yo^r pet^r as in duty bound shall euer pray &^{c}— Liber F F

Know all men by these p^{r}sents that I John Sheppard Marriner, haue signed Ordained made & Constituted my trusty and well beloued freinde Abraham Rowse of Charles County in Maryland, To be my true & lawfull Attorney, for me and in my name and for my Vse, To take aske sue for Leuy require Recouer and Receiue all and euery such bill or Bills Bond or Bonds debt or debts sum̃e or sum̃es of tobacco w^{ch} are now due unto mee, or shall hereafter become due unto mee, by any manner of wayes or meanes, Giuing and Granting to my said Attorney my whole power strength & Authority in and about the p^{r}misses, and uppon the receipt of any such bill or bills Bond or Bonds Debt or Debts sum̃e or sum̃es of tobacco or any part thereof aforesaide acquittance or acquittances or other discharges for mee and in my name to make seale and deliuer, and all and euery such Act or Acts thing or things deuise or deuises whatsoeuer in the law for the Recouery of all or any suites debts or sum̃es of tobacco as aforesaid for me and in my name and for my use, And further Authorizing my said Attorney for to depute und^r him One or more Attorney or Attorneys as he shall thinke ffitt, to doe Execute and p^{r}forme as fully largely in euery respect to all intents Construcc̃ons or purposes as if I my selfe might or could doe, if I were there in my Owne p^{r}son p^{r}sent, Rattifying allowing and holding firme and stable all and whatsoeuer my said Attorney or his Deputant or Deputants shall lawfully doe or Cause to be done in or about the Execuc̃on of the p^{r}misses aforesaid by uertue of these p^{r}sents, In wittnes whereof I haue hereunto sett my hand and seale this 6th day of March in the yeare of Our Lord God One thowsand six hundred sixty ffowre— [p. 43]

John Sheppard Seale

Signed sealed & deliuered
In the p^{r}sents of Vs
Francis Pope
the marke W of William Ward

The abouesaid letter of Attorney was on the 10th day of July 1665 brought into the Office by Rowse, wth request to haue it Recorded By mee Daniel Jenifer Clk̄e

Thomas Gerrard d̄d̄s writt ags^t Philip Combes in an accõn uppon his Case to the uallue of 3000^{lb} tobb [p. 44] July 19th

Warr^t to sherriffe of S^t Marys County To arrest &^{c} Ret̄. 10th Octob^r next Prouinciall Court.

Liber F F County of S^{t} Marys ss:

To the Hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet^{n} of Thomas Gerrard ags^{t} Philip Combes–Most humbly sheweth

That whereas yo^{r} pet^{r} formerly (that is to say) in the yeare of Our Lord 1663 in the Month of March did agree and Contract wth the said Philip Combes to serue yo^{r} pet^{r} for the yeare then next ensueing as his Ouerseer for and untill the p^{r}fecting and finishing of one Cropp of tobaccoe and doeing and p^{r}forming of other Seruices and Labours, by vertue whereof the said Combes into the said seruice Entred dureing which aforesaid time of his seruice he had & receiued of and from yo^{r} pet^{r} seuerall Goods and merchandizes: and allsoe the said Combes did otherwise dampnifye yo^{r} pet^{r} during his said seruice to the uallue of Two thowsand pounds of tobacco, soe that yo^{r} Pet^{r} was made worse and had dam̄age by the said Combes the sum̄e and quantity of two thowsand fower hund^{d} and seauenty pounds of tobaccoe and Caske, all which yo^{r} pet^{r} hath often in freindly manner requested the s^{d} Combes to pay which he the said Combes hath heitherto refused to doe and still doth refuse to yo^{r} petition^{rs} dam̄age of three thowsand pounds of tobaccoe and Caske—

May it therefore please yo^{r} Honno^{rs} to Consider the p^{r}misses and grant yo^{r} petitioner Ord^{r} against the said Combes for his dam̄ages aforesaid wth his Costs–And as in duty bound &^{c}—

[p. 45] Henry Hudson d̄d̄s writt ags^{t} Zachariah Wade late sherriffe of Charles County in an accōn uppon his Case to the uallue of 20000^{lb} tobaccoe

Warr^{t} to sherriffe of Charles County to arrest &^{c}. Ret̄: first August next Prouin^{all} Court—

To the Hon^{ble} Gouerno^{r} & Councell

The humble pet^{n} of Henry Hudson ags^{t} Zachchariah Wade late sherriffe of Charles County Humbly sheweth

That whereas in the Generall Assembly holden att S^{t} Johns for this prouince the fourth day of March which was in the yeare of Our Lord One thowsand six hundred ffourty seauen amongst other thinges then and there Ordained & done a Certaine Act Entituled an Act for the Extent of Attachments and Execuc̄ons was conceiued and made, by w^{ch} it is Enacted that noe Attachm^{ts} shall and may be laid uppon any the Goods or Chattles of any Inhabitants in this prouince, Except the true Owner thereof be not at that time Resident or dwelling in the prouince, & whosoeuer shall attach more then a fourth part ouer & aboue the uallue of the debts shall beare the dam̄ages of the attachm^{ts} and the dam̄ages of the party; And yo^{r} pet^{r} doth declare unto yo^{r} Honno^{rs} that the said sherriffe by an Attachm^{t} issueing from the Court houlden for Charles County afores^{d} Liber F F att the suite of John Neuell bearing date the 11th day of March which was in the yeare of Our Lord 1664 did the 17th day of March aforesaid by the said attachm^{t} dispose of Certaine Goods of yo^{r} pet^{rs} much exceeding one fourth part ouer and aboue the uallue of the Debt supposed to be due unto the said John Neuill to yo^{r} pet^{rs} losse and dam̄age of twenty thowsand pounds of tobacco & Contrary to the before recited Act of Assembly by w^{ch} accōn hath accrued to yo^{r} pet^{r} to require and haue of the said sherriffe his dam̄age aforesaid.

May it therefore please yo^{r} Honno^{rs} to Consid^{r} the p^{r}misses and grant yo^{r} pet^{r} ord^{r} of this Court ags^{t} the said sherriffe for his dam̄ages afores^{d} wth his Costs, And shall pray &^{c}

Henry Hudson d̄d̄s summons for Francis Pope to testifye in Causo inter ditto Hudson and Dauid Anderson—

Warr^{t} to sherriffe of Charles County to warne &^{c}. Ret̄: first Aug^{o} next Prouinciall Court—

To the Hon^{ble} Gouerno^{r} and Councell [p. 46]

The humble pet^{n} of John Six Sheweth

That yo^{r} pet^{r} being endebted to M^{r} Richard Smyth twelue hundred and sixty pounds of tobacco, the s^{d} Smyth Obtained Ord^{r} ags^{t} yo^{r} pet^{r} for the said debt att a Court held in Caluert County Whereuppon yo^{r} pet^{r} uppon the said Ord^{r} (according to M^{r} Smyths agreem^{t} direction and appointm^{t} as hee shall make appeare to this Hon^{ble} uide accōn Board) did marke for the said Smyth Two h̄h̄d̄s̄ of tobaccoe and in fo: 42 but tendred them for his use giuing wthall notice to the said Smyth both th^{e} pet^{n} lett fall'n of the marke and tender of the same–Which notwthstanding the said Smyth tooke out Execucōn ags^{t} yo^{r} pet^{rs} Body Contrary to the afores^{d} agreem^{t} detayning him in the sherriffs Custody ags^{t} all Justice and Equity to his greate dam̄age in soe much that yo^{r} pet^{r} is dampnifyed by reason of the said Smyths unjust proceedings herein to the uallue of 10000^{lb} tob:

And hereupon bringeth his accōn and prayeth Judgm^{t} for his soe long imprisonm^{t} wth dam̄age ags^{t} the said Smyth–And yo^{r} pet^{r} shall pray &^{c}.

These p^{r}sents wittnesseth that I Alexand^{r} Magrowder of the County of Caluert in the Prouince of Maryland Doe hereby Assigne or make ouer from mee & my heires or Administrato^{rs} unto Edmund Hinchman (of the aforesaid County) or his heires or Administrators or Assignes for Euer a Certifficate of the suruey of Two hundred acres of land wth all priuiledges thereunto belonging lying in the woods on the north side of Petuxent riuer bounding on the head of the land taken up by Woodman Stoakely on the one side: and on

Liber F F the other side on the land that was one Hambletons: In wittnes whereof I haue hereunto sett my hand this tenth day of June 1664—

Wittnes Allexand^{r} Magrowder
George Richardson
John GI Gerrere
his marke

On the back side of the abouesaid Assignm^{t} was this assignm^{t} written as followeth—

[p. 47] I Edmund Hinchman Doe hereby Assigne ouer unto George Richardson or his Assignes all my right title and Interest of the wthin written assignm^{t} assigned unto mee by Alexand^{r} Magruder of and in a parcell of land lying in Petuxent riuer as in and by the said wthin written may appeare, as wittnes my hand this 6th August 1664

Wittnes Edmund Hinchman
John Edmondson
Miles Mason

The aboues^{d} land againe assigned away thus.

These p^{r}sents wittnesseth that I George Richardson of the Prouince of Maryland liuing in Talbott County doe by these p^{r}sents sell bargaine and firmely make Ouer unto James Murphy of the aforesaid County and his heires for euer a parcell of land lying in Caluert County in Petuxent on the north side of the riuer next adjoyning to the land formerly surueyed for Woodman Stoakely and bounden on a parcell of land formerly surueyed for John Hamilton and on the land of James Gods-Grasse being suruey for two hundred acres more or lesse And I the said George Richardson doe Alienate sell Bargaine and for euer make ouer unto the said James Murphy and his heires the aboue menc̄oned land to haue and to hould the same wth all rights and priuiledges of pattent thereunto belonging hee yeilding the Lord Proprietary yearely Rent, And I the said George Richardson doe by these p^{r}sents binde my selfe my heires Executo^{rs} Administrato^{rs} and Assignes to Confirme and make good the saile and Bargaine of the abouesaid land unto the said Murphy or his Assignes, In wittnes whereof I haue hereunto sett my hand and seale this the 8th day of June in the yeare 1665

Signed sealed & deliuered George Richardson Seale
In the p^{r}sence of Vs
William Heard
Christa Fell

The Three foregoeing Assignm^{t} was by Geo: Richardson into the Office brought wth request that they may bee Recorded p̄ mee
Daniel Jenifer Clk̃e

Proclamacon By the Leiutenn^t^ Generall of Maryland Liber F F [p. 48]

Whereas att the last Prouin^all^ Court holden at S^t^ Marys for this Prouince on the first day of March last past the next Prouin^all^ Court was then appointed to be held on the second twesday in June following being the 13^th^ day thereof Which said Court to be held on the Thireteenth day of June was since Adjourned till the first Twesday in August being the first day thereof by reason of the then vrgent Occasions of the Prouince

Now forasmuch as the holding of that Court appointed on the first day of August will likewise proue uery inconuenient by reason of the long attendance then to be giuen by a Considerable number of p^r^sons as Jurors, wittnesses and others, which may be a great hinderance to the forwarding theire Cropps, and the ill accomodacons that will then happen att the Ordinary for the entertainm^t^ of p^r^sons to the Court howse resorting besides the dayly incursions of the Indian Enemy into this prouince

These are therefore to giue notice to all p^r^sons whome it may Concerne that I haue adjourned the said Court to be held on the first day of August as aforesaid untill the second Twesday in Octob^r^ next being the tenth day thereof, and all writts and other process issued for those Courts intended to be houlden on the 13^th^ day of June and on the first day of August shall be returnable on the tenth day of Octob^r^ next as aforesaid, Giuen und^r^ my hand this 18^th^ day of July 1665— Charles Caluert

Comand Henry Banister of S^t^ Georges Planter that justly &^c^ he keepe w^th^ Patrick ffforrest of S^t^ Georges aforesaid the Couenant &^c^ of one hundred acres of land parcell of the manno^r^ of Westbury in S^t^ Marys County w^th^ the appurtenances &^c^.

Philip Caluert

And the Agreem^t^ is such that whereas Thomas Stone hath bargained and sold unto the said Henry Banister Two hundred acres of land parcell of the manno^r^ of Westbury Lying aboue the path [p. 49] that leades from Cap^t^ Price his plantacon to Rob^t^ Jones his plantacon in S^t^ Marys County the said Henry Banister hath acknowledged the moyety of the said two hundred acres w^th^ the Aptnces to be the Right of the said Patrick fforrest as those which the said Patrick fforrest hath of the Guift of the s^d^ Henry Banister, and the same he hath remised & Quitt Claimed from him his heires Executo^rs^ Ad^rs^ and Assignes to the aforesaid Patrick fforrest his Executo^rs^ Adm^rs^ and Assigns for and during the tearme or time of ninety nine yeares from the 31^th^ May 1664 to be Compleate & ended And further the said Henry Banister hath Granted for him his Executo^rs^ Adm^rs^ and Assignes that he will warr^t^ to the aforesaid Patrick fforrest his Executo^rs^ Administrat^rs^ and Assignes the aforesaid One hundred

Liber F F acres w^th^ the aptñces ags^t^ him the said Henry Banister his Executo^rs^ Administrato^rs^ and Assignes to the full end and terme of ninety nine yeares as aforesaid, And for this remise Release & quitt Claime the said Patrick fforrest hath giuen to the said Henry Banister the sume of Eleauen hund^d^ pounds of tobacco Henry Banster

Taken & acknowledged
att S^t^ Marys this 26^th^
day of July 1665 before
me Philip Caluert

July 27^th^ Then came John ffoxhall and desires that this ensueinge paper may be recorded which he deliuers into the Office thus

July 27^th^ 1665

This day came John ffoxhall of S^t^ Marys County and in Clements manno^r^ merch^t^ and entred a Caueat against the Estate of Thomas Wylde of Caluert County Docter and carurgine lying and dying at Richard Smyths in Leonards Creeke in the said County for Two thowsand pounds of tob: and Caske due from the said Wylde unto the s^d^ ffoxhall.

Tho: Vaughan returnes his writt of summons, Executed And warned ffrancis Moggs and Thomas Boston to testifye in Causo into the L^d^ Prop^r^ and Reymond Staplefort—

[p. 50] Cecilius &^c^: To all Persons to whome these p^r^sents shall come Greeting in Our Lord God Euerlasting; Know yee that Wee for diuers good Causes and Consideracons Vs thereunto mouing, and more especially for that Isaack Allerton gen^t^ and Dame Elizabeth his wife Relict and Administratrix of Symon Ouerzee late of s^t^ Johns in the County of Saint Marys decd: hath remised released and for Euer quitt Claimed Granted surrendred and Confirmed vnto Vs and Our heires as he the said Isaack Allerton and Elizabeth his wife Doe by these p^r^sents Remise Release and for euer quitt Claime Grant Surrender and Confirme vnto Vs and Our heires all that her Joynture and Dower and all that her right and title of Joynture and Dower and all the Estate Right Vse poss^on^ interest and demand whatsoeuer which she the said Dame Elizabeth had or w^ch^ he the said Isaack now hath or which he or she may or ought hereafter to haue in or to all and singuler the manno^rs^ lands Tenements and Hereditam^ts^ in Charles County or S^t^ Marys County or else where w^th^in this Prouince of Maryland, which were the manno^rs^ lands Tenements and hereditam^ts^ of the said Symon Ouerzee dec^d^ haue demised Granted and to farme lett all that moyety of the Remainder of those ffreehoulds called Steep side and the ffells due to the said Ouerzee and lying in Charles County aforesaid Containing by Estimacon six hundred acres To haue and to hould the same to him the said Isaack Allerton his Executo^rs^ and Administrato^rs^ to the full end and terme of One and twenty yeares from the day of the date Liber F F hereof fully to be Compleate and ended, Yeilding and paying therefore yearely unto Vs and Our heires at our Receipt att s^{t} Marys att the two most Vsuall ffeasts in the yeare (uizt) att the ffeast of the Anunciac̄on of the Blessed Virgin Mary and att the ffeast of S^{t} Michaell the Archangell by euen and equall porc̄ons the rent of twelue shillinges sterling or the full uallue thereof in such Comodities as wee and Our heires or such officer or officers appointed by Vs or our heires from time to time to Collect and receiue the same shall accept in discharge thereof att the Choice of Vs or Our heires [p. 51] or such officer or officers appointed by Vs or O^{r} heires as aforesaid, Prouided allwayes that he the said Isaack Allerton doe by the fiue and twentyth day of March next ensueing the date hereof sufficiently plant and fence in One Orchard Contā: two hundred Apple and peare trees uppon that the moyety of the ffreehould bought of Lewes and lying in Charles County aforesaid and the same during the whole terme of twenty one yeares aforesaid sufficiently keepe fenced, Prouided allsoe that he the said Isaack Allerton doe some time before the twenty fifth day of Decemb^{r} next giue sufficient security the same Orchard soe fenced and planted as aforesaid, Together wth all howses Edifices buildings Barnes and stables whatsoeuer by him to be built uppon the p^{r}misses, in sufficient repaire to leaue att the end & expirac̄on of the terme aforesaid, Giuen att s^{t} Marys und^{r} the greate seale of Our said Prouince of Maryland this thirde day of March in the Two & thiretyth yeare of Our Dominion Ouer Our said Prouince of Maryland Annoqꝫ Domini One thowsand six hundred sixty three, Wittnes Our Deare Sonn and heire Charles Caluert Esqꝫ Our Leiutenn^{t} Generall of Our said Prouince of Maryland.

Charles Caluert

Then John ffoxhall d̄d̄ writt ags^{t} Dauid Driuer & John Corbyn August 23^{d} in an accōn uppon his Case to the uallue of 7711^{lb} tob:

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}: Ret̄: 10th October next Prouin^{all} Court &^{c}—

To the Hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet^{n} of Jn^{o} ffoxhall Sheweth

That Dauid Driuer and John Corbyn in the County of S^{t} Marys in the prouince of Maryland Taylors stands endebted by Bill unto yo^{r} pet^{r} in the sum̄e of seauen Thowsand seauen hundred and [p. 52] Eleauen pounds of tobacco for Goods bought of the said ffoxhall.

Now soe it is that yo^{r} pet^{r} understanding of the said Dauid Driuer and John Corbyn theire intenc̄on to depart out of this prouince his humble request is that yo^{r} Honno^{rs} would be pleased to Order the said Corbyn & Driuer to put in Good and sufficient security for sattisfac̄c̄on of the aforesaid debt And he shall pray &^{c}

Liber F F Sept 11th George Lingan d̄d̄s writt agst Thomas Sprigge in an accōn uppon his Case to the uallue of 2400℔ tob:

Warrt to sherr̄ of Caluert County &c to arerrest dated ut supra Ret̄: 10th Octobr next Prouinall Court

To the Honble the Gouernor & Councell

The petition of Geo: Lingan Humbly sheweth

That whereas yor petr being undr sherriffe To Mr Tho: Sprigge late High sherriffe of Caluert County, & the Agreemt that was made betweene the said Sprigg & yor petr was this, that the aforesaid Sprigg was to allow yor petr One thirde of all ffees and salarys that were due to the aforesaid high sherriffe as by Condic̄on will more att large appeare, Now soe it is that there was an Execuc̄on serued upon the Estate of Mrs Mary Bateman to the uallue of One hundred thirety nine thowsand nine hundred seauenty and one pounds of tobaccoe, & the said Sprigg denying to allow yor petr his part of the ffee Therefore yor petr Craueth Redress of this Honble Bench wth Costs of suite And he shall pray &c:

Sept 15th Wm Hemsley d̄d̄s writt agst Jonathan Sibrey & Edwd Jones in an accōn of Trespas to the uallue of 6000℔ tob:

Warrt to sherr̄ of Kent to arrest &c: Ret̄: 10th Octobr next Prouinall Court:

To the Honble the Gouernor & Councell of the prouince of Maryland

Kent ss. Wm Hemsley Complaineth agst Jonathan Sibrey and Edward Jones for that the said Jonathan Sibrey and Edward Jones [p. 53] in or about the month of August last past in Kent aforesaid the boate of the said William Hemsley to the uallue of Two thowsand pounds of tobacco & One of Barrill of Corne in her prouided for the necessary sustenance of his seruants during the Cropp to the uallue of One hundred pounds of tobacco by force and Armes did take and carry away and the same boate and Corne from thence unto the howse of Edward Coppige of Kent aforesaid did Carry and there detayneth & other Enormityes to him the said Hemsley they Offred agst the peace of his Lord̄p, To the greate dam̄age of the said Wm Hemsley, whereupon he saith he is dampnifyed and hath dam̄age to the uallue of six thowsand pounds of tobacco, And thereupon he bringeth his accōn &c:—

Sept 11th George Lingan d̄d̄s writt of summons for Tho: Truman inter Causo ditto Lingan & Tho: Sprigg upon perrill &c:

Sept 15th Wm Hemsley d̄d̄s writt of summon̄s for Christopher Denny & Henry Gooddrick in ditto Causo inter ditto Hemsley and Jonathan Sibrey and Edward Jones uppon perill of forfeiting 500℔ tob: each prson if they ap̄eare not

Liber F F Sep^{t} 15th W^{m} Boarman d̄d̄s writt ags^{t} Marmaduke Snow in an accōn uppon his Case to the uallue of ffowrty thowsand pounds of tobacco—

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}. Ret̄: 10th Octob^{r} next Prouin^{all} Court—

Ditto die W^{m} Boarman d̄d̄s writt of summons in ditto Causo for James Bowling and Samuell Dobson, uppon perill of forfeiting 500^{lb} tob: each p^{r}son if they appeare not

Cap^{t} William Boreman Complaineth against Marmaduke Snow in an Accōn upon his Case, For that whereas the said Marmaduke Snow by a Certaine Deed or Instrument bearing date the 22th day of Nouemb^{r} anno 1664 under the hand and seale of the said Snow, And this Complain^{t} wherein and whereby the said Snow did lett to farme unto the Complain^{t} a Certaine Tract of land Called Westwood Manno^{r} [p. 54] scituate in S^{t} Marys County Together wth the howsing and Orchard thereunto belonging and the benifitt of th^{e} Milch Cowes thereupon for and during the full terme of One whole yeare or to the end or finishing of this ensueing Cropp from the day of the date of the aforesaid writeing, all which will by the said writeing more amply appeare the which the Complainant hath due to produce unto this Court: And the Complain^{t} being bound by the aforesaid writeing to p^{r}forme seuerall Condic̄ons, as by the same will likewise appeare being for & in Considerac̄on of the aforesaid farme, And the Complainant hauing in all thinges fullfilled and Complied wth the aforesaid Obligac̄on on his parte to be Obserued kept done and p^{r}formed as farr forth as hath been heitherto possible for him to doe And whereas he the said Marmaduke Snow is by the aforesaid writeing Bound to defend this Complainant ags^{t} all p^{r}sons whatsoeuer for the quiet and peaceable pos̄son of the aforesaid land during the tearme of the farme aforesaid And the Complain^{t} hauing by uertue and Culler of the aforesaid deed or writeing into the aforesaid parcell of land, together wth the p^{r}misses thereunto belonging Entred & possession thereof taken, and hauing imployed seuerall seruants upon the said land and thereon pitch^{t} a Considerable Crop of Tobacco and Corne and being at greate & infinite Cost labour and trouble about the same since his Entry into pos̄seson as aforesaid and did Conclude that he should haue reapt the benifitt of his laboure as in reason and Justice he ought, but he the said Snow him the Complain^{t} onely minding & Intending to Cheate Couzin and defraud hauing noe power or right to lett the said land to ffarme, because it was neuer his Either by purchase or Right or Law, as hee pretended it was, soe that the Complainant soe that the Complainant in or neer about the first day of June or the last day of May this p^{r}sent yeare 1665 or neere thereabouts and att some other time time or times in the months of either July or August This p^{r}sent yeare 1665 was [p. 55] by the said Snows Neglect dishonestly Cheating Cozining false lying and Collusiue meanes, Out of the aforesaid land or Manno^{r}

Liber F F and howsinge aforesaid Throwne forced and Ejected, and he the sd Snow part of the Milch Cowés afforesaid from the said land mannor or plantac̄on hath Contrary to the tenor of the aforesaid Deed or writeing sometime in the month of May last past taken and droue away—

Wherefore the Complainant hath been Constrained, for the prseruac̄on of the Corne and Corne and tobacco planted on the said land aforesaid by fowre seruts and one ffreman and One Ouerseer belonging to the Complaint, To agree wth Mr Thomas Gerrard Ouer and aboue wt he was to pay or allow the said Snow for the Occupac̄on of the said land, the which he hath allready made good fiue thowsand pounds of tobaccoe and Caske—

Therefore the Complaint is now totally depriued of the benifitt and proffitt of his laboure & paines takeing: and of the Considerac̄on giuen the said Snow for the Enjoymt of the said land according to the tenor of the aforesaid Deed or agreemt And the more especially, Because the said Snow doth deney to giue the Complaint any sattisfacc̄on att all for his greate dam̄age susteyned in an about the prmisses—

Therefore the Complaint saith in fact that he dampnifyed by the said Snowes Base unworthy Cheateing Cozenning and Collusiue meanes to the uallue of ffowrety thowsand pounds of tobb: and Caske, and for the same Craueth Judgmt of this Honble Court agst the said Snow and for his Cost of suite &c:

Sept 20th Reymond Staplefort d̄d̄s writt agst Jno Bayley in an accōn upon his Case, to the uallue of 25010lb tobacco and 536: 9: 2: ob: of New England money—

Warrt to sherr̄: of Caluert County to arrest arrest &c Ret̄: 10th Octobr next Prouinall Court—

To the honble the Gouern̄or & Councell of Maryland, In Prouinciall Court Assembled—

[p. 56] The humble petn of Reymond Staplefort Sheweth

That Whereas John Bayley stands endebted to yor petr in the sum̄e of twenty ffiue thowsand & tenn pounds of tob: and Caske as allsoe is farther endebted to yor petr the sum̄e of fiue hundred thirety six pounds nine shillings and two pence halfe penny of New England money, being disbursed by yor petr for the use of the sd Bayley when the said Bayley and yor petr were Copartners in trade as by book & receipts more att large doe appeare—

That the said sum̄e of 25010lb tob: wth Caske as allsoe the sum̄e of 536: 9: 2½ of New England money hath been often times demanded by yor petr from the said Bayley who as yet hath refused to make any sattisfacc̄on to yor petr of the aforesaid debt

Wherefore yo^{r} pet^{r} humbly prayeth Order of this Hon^{ble} Court agst^{t} the s^{d} Bayley for the debts aforemenc̄oned, together wth dam̄ages and Cost of suite And yo^{r} pet^{r} shall pray &^{c}: Liber F F

Then Came Bryan Dayley and Enters these marks of Cattle as followeth— Sep^{t} 21th

For Elioner Keeting Cropt on the left Eare and 2 slitts; the right eare underkeelld: and Ouer Keel'd—

For Mary Keeting Cropt on the left Eare and 3 slitts: the right Eare underkeell'd wth a hole in it, & the tipp of the Eare Cutt of—

For his owne Childe by name Bryan Daley Cropt on the right Eare and 2 slitts thereon the left eare underkeeld and a hole & Cropt

For his owne proper marke w^{ch} was long since d̄d̄. to M^{r} Gittings to be recording but nothing appeareing, hee againe Enters it as foll̄: Cropt on the left eare and 2 slitts the right eare Cropt, and underkeel'd and a hole in it—

Marmaduke Snow d̄d̄s writt ags^{t} W^{m} Boreman In an accōn uppon his Case to the uallue of six thowsand fiue hundred pounds of tobb: [p. 57] Sep^{t} 27th

Warr^{t} to sherr̄: S^{t} Marys County to arrest &^{c}:

To the hon^{ble} the Gouerno^{r} and Councell of the prouince of Maryland

S^{t} Marys ss. Marmaduke Snow of Mattapenny gen^{t}: Complaineth ags^{t} W^{m} Boreman of S^{t} Marys County gen^{t}: for that the said Boreman hauing bought of the pl̄t^{f} nineteene head of Cattle (uizt) ffiue steeres One Bull two Cowes two Heifers nine yearlings for the sum̄e of six thowsand fiue hundred pounds of tobacco as by a writeing und^{r} the said Boremans hand doth appeare by which the pl̄t: saith he is endebted to him the sum̄e of six thowsand fiue hundred pounds of tobacco as aforesaid, the which said sum̄e of six thowsand fiue hundred pounds of tobacco the said Boarman utterly refuseth to pay Contrary as he humbly Conceiues to law and Justice, Whereupon he bringeth his accōn and humbly prayeth Order of this Hon^{ble} Court for speedy paym^{t} thereof And he shall pray

W^{m} Smyth d̄d̄s writt ags^{t} Sam^{ll} Reape in an accōn upon his Case to the uallue of tenn thowsand pounds of tobaccoe— Ditto die

Warr^{t} to sherr̄: S^{t} Marys County to arrest &^{c}. Ret̄: 10th Octob^{r} next Prouin^{all} Court—

W^{m} Smyth of S^{t} Marys County Innhoulder Complaineth ags^{t} Samuell Reape of the same County Boate wright, for that whereas the said Sam̄ Reape by his deed under his hand dated the 18th day of Nouemb^{r} 1664 did then Couenant wth the said W^{m} Smyth to build him the said Smyth a Certaine flatt bottome boate according to such proporc̄ons and Dimensions, and by a Certaine time as is [p. 58] more att large in the said deed exprest for which the said Smyth hath

Liber F F long since according to the tenor of the said deed paid a Considerable part and is ready uppon performance to pay the remaindr yet neuertheless he the said Reap him the said Smyth onely minding to Cheate Cozin and defraud of the benifitt of the said Agreemt which hee according to Justice and equity ought to receiue thereby, hath heitherto neglected and utterly refused the aforesaid deed and Couenant to make good, the which on his part by uertue of the aforesaid deed he stands Obleiged to performe, Wherefore the said Smyth sayth in fact, that he is really through and by meanes of the said Reapes neglect Refusall fraud and deceipt, dampnifyed to the uallue of tenn thowsand pounds of tobaccoe & Caske The Considerac̄on of the prmisses the Complainant humbly referrs to the graue Judgmts of this Honble Court and humbly Craueth the benifitt of this acc̄on and Judgmt agst the said Samuell Reape, for his performance of Couenants and for his dammage susteyned as aforesaid and Cost of suite—

Ditto die Dauid Anderson by his Attorney d̄d̄s summons for Elizabeth Emerson and Thomas Knight to testifye in Causo inter Hen: Hudson pl̄t: and ditto Anderson defent upon perill of forfeiting 500℔ tob: each person in Case they appeare not according to summons, on the 10th Octobr next Proall Court Summons to sher̄ of Charles County to summons &c:

Sept 29th Wm Boarman d̄d̄s summons for John Pille to testifye &c in Causo inter ditto Boarman pl̄t: & Marmaduke Snow deft in an acc̄on upon his Case to the uallue of 40000℔ tob: and to bring wth him that Obligac̄on (now in his Custody) betweene the said pl̄t: and deft Concerning this suite uppon perrill of forfeiting 500℔ tob: in Case he appeare not according to summons—

Summons to sher̄. St Marys County Ret̄: 10th Octobr next

[p. 59] Octobr 2d These are in the name of the Rigt Honble the Lord Proprietary of this prouince to will & require yow to summons William Boarman and Thomas Innis to make their prsonall appearance att the next Prouinall Court to be holden att st Marys on the 10th instant there to giue Euidence on the behalfe of the Lord Propr agst Tho: Courtney for breach of his lōps peace, & this in noe wise Omitt yee undr the penalty of 500 tob: and then & there returne this writt, And for soe doeing this shall be yor warrt Giuen undr my hand this 2d October 1665 Philip Caluert

To the sherriffe of St Marys County
Or his Deputy—

Ditto die issued another sum̄ons for Henry Darnall & Wm Smyth to testifye on behalfe of the Lord Propr agst Tho: Hamper Vt supra—

The same for Capt Robt Troope to testifye ut supra agt Courtney

These are in the name of the Rig^{t} Hon^{ble} the Lord prop^{r} to will & require yo^{w} to arrest the Body of Thomas Hamper and him in safe Custody keepe untill he shall giue in sufficient security to appeare by himselfe or his Attorney att the next Prouin^{all} Court to be houlden att S^{t} Marys on the 10th instant there to answere unto such thinges as shall be objected ags^{t} him on the behalfe of the Lord prop^{r} for unlawfully rideing of a mare belonging to W^{m} Smyth and for breach of his lōps peace, And for soe doeing this shall be yo^{r} warr^{t} Giuen und^{r} my hand this 2^{d} Octob^{r} 1665 Philip Caluert Liber F F

To Andrew Robinson Constable
in Petuxent riuer neer
back Creeke

the same issued uerbatim mutatis mutandis for Thomas Courtney directed to Tho: Hatton Constable &^{c}— Ditto die

The aboue said sum̄ons for Rob^{t} Troope was directed to the sherriffe of Charles County

[p. 60] Octob^{r} 4th James Strowd d̄d̄s writt in Chancery for Thomas Bennitt to appeare next Prouin^{all} Court on the 10th instant to answere &^{c} und^{r} the penalty of 100^{lb} sterling.

To the honn^{ble} the Gouerno^{r} Chancello^{r} And Councell of the Prouince of Maryland

Humbly Complaining sheweth unto yo^{r} Honn^{rs} yo^{r} dayly Orato^{r} James Strowd of Herring Creeke in the County of S^{t} Marys in the Prouince of Maryland Boate wright that whereas about the month of May 1663 Thomas Bennitt was seised in his Demesne as of fee, of & in one plantac̄on Cont̄: 150 acres of land Comonly Called & knowne by the name of Smootes plantac̄on lying in the said Herring Creeke and being thereof soe seized, the said Thomas Bennitt for & in Considerac̄on of the sum̄e of six thowsand pounds of tob: to him the said Bennitt att seuerall times to be paid and fowre thowsand fiue hundred pounds thereof allready in hand paid did on the 14th day of May 1663 fully freely & absolutely alien grant bargaine & sell unto yo^{r} said Orato^{r} his heires & assignes for Euer the said plantac̄on of 150 acres of land wth all buildings fencings Orchards & Comodities w^{t}soeuer to the same belonging to haue & to hould the said land & p^{r}misses to yo^{r} said Orato^{r} and his heires for Euer to the only Vse of yo^{r} said Orato^{r} his heires & assignes for Euer, as by a wryting und^{r} his hand more att large appeareth But now soe it is may it please yo^{r} Honno^{rs} that att the time of the making of the said wryting yo^{r} said Orato^{r} being unskillfull and alltogether ignorant in the law Concerning Just titles to land did verily thinke he had A good title thereunto which now by the aduice and instrucc̄ons of his freinds doth plainely to him appeare to the Contrary, And notwthstanding that this Compl̄t: hath sundry times as well by himselfe as by diuers others sent & come

Liber F F to the said Thomas Bennitt gently requiring him to make yo^{r} said
[p. 61] Orat^{r} further Conueyance & assurance of the said land, By fine to be leauyed & acknowledged before yo^{r} Honno^{rs}, that a fine thereof might haue been leauyed to the proper use and behoofe of yo^{r} Orato^{r} & his heires for Euer, att the sole Charge in the law of yo^{r} said Compl̄t: yet that to doe hee the said Tho Bennitt hath heitherto refused & denyed & yet doth deny and refuse to doe the same Contrary to all equity & Justice to the manifest deceiting & disinheriting of yo^{r} Compl̄t: of & in the said plantac̄on except speedy remedy be in due time prouided to preuent the same

Wherefore th^{e} p^{r}misses Considered & for as much as yo^{r} said Orato^{r} hath noe direct acc̄on by the Com̃on law to Compell the said Bennitt to assure unto him this Compl̄t: the said plantac̄on according to the said Bargaine thereof Itt may please yo^{r} Honno^{rs} the p^{r}misses Considered to grant unto him this Compl̄t: his lōps writt of subpā to be directed to the said Bennitt thereby Com̃anding him att a Certaine day and under a Certaine paine therein to be lymitted p^{r}sonally to be & appeare before yo^{r} Honno^{rs} in the Prouin^{all} Court of Chancery on the 10th day of Octob^{r} next there to Answere unto the p^{r}misses and further to stand to and abide such Order and direc̄con therein as to yo^{r} Honno^{rs} uppon the hearing of the said Cause shall seeme to bee agreable wth right Equity & good Conscience—

This Indenture made the twentyth day of August in the yeare of Our lord god One thowsand six hundred sixty fiue Betweene Richard Preston senior of Caluert County in the Prouince of Maryland of the one part and Henry Stracy of London merchant on the other part Wittnesseth That the said Richard Preston for and in Considerac̄on of the sum̃e of ten thowsand pounds of tobacco to him att and before
[p. 62] the Ensealing and deliuery of theise p^{r}sents well & truely in hand paid by the said Henry Stracy whereof and wherewth he the said Richard Preston doth acknowledge himselfe fully sattisfyed contented and paid, hath granted aliened bargained sold and Confirmed and by these p^{r}sents doth fully Clearely and Absolutely grant alien bargaine sell and Confirme unto the said Henry Stracy all that the Manno^{r} of Wolseley in Talbott County lying on the east side of Chesepiake Bay and on the north side of a riuer in the said Bay called Choptanck riuer beginning att a markt Oke upon a point by a marsh respecting an Indian towne to the south east running north east up the riuer for bredth 500 p^{r}ches to a markt Cedar tree upon a point bounding on the north by a line drawne west north west from the said Cedar for length 320 p^{r}ches on the west by a line drawne south west from the end of the west north west line for bredth 500 p^{r}ches on the south by a line drawne east south east from the end of the south west line unto the first markt Oke on the east by the said riuer Contayning by Estimac̄on One thousand acres more or less formerly in the tenor of

Philip Caluert Esq; in the prouince prouince aforesaid and by him Conueyed to the said Richard Preston as by the pattent from the lord Proprietary of this Prouince bearing date the 18th day of January 1659 and Endorsm^{t} thereon more att large appeareth To haue and to hould the s^{d} manno^{r} of Wolsley contā: 1000 acres aforesaid to him the said Henry Stracy his heires and Assignes for euer Together wth all rights proffitts and benifitts thereunto belonging Royall mynes excepted In wittnes whereof the said Richard Preston haue hereunto put his hand & seale the day and yeare first aboue written Liber F F

locus Signed—Richard Preston
sigilli

Comand Richard Preston sen^{r} of Caluert County in the prouince of Maryland that Justly &^{c}: he keeps wth Henry Stracy of London merch^{t} the Couenant &^{c}: of one thowsand acres of land Called the manno^{r} of Wolsley lying in Talbott County in the prouince aforesaid wth its appurtenances &^{c}: Philip Caluert

And the agreem^{t} is such that the said Richard Preston hath acknowledged the aforesaid tenem^{ts} wth its appurtenances to be the right of the said Henry Stracy as those which the said Henry Stracy hath of the guift of the s^{d} Richard Preston and the same he hath remised and quitt claymed from him and his heires to the aforesaid Henry Stracy and the heires of the said Henry Stracy for euer And further the said Richard Preston hath granted for him and the heires of the said Richard that he will warrant to the aforesaid Henry Stracy and the heires of the said Henry the aforesaid Tenements wth the appurtenañces ag^{t} him the said Richard Preston and the heires of the said Richard for euer, And for this Recognic̄on Remission Quitt Claime fine & Concord the said Henry Stracy hath giuen to the aforesaid Richard Preston the sum̄e of Ten thowsand pounds of tobacco in Caske Ri: Preston [p. 63]

Capta et Recognita Coram me
9th October 1665
Philip Calvert

Henry Hare demands writt ag̅st Jonathan Sibrey in an accõn uppon the Case to th^{e} ualew of Three Thows^{d} pownds of Tob.

War^{t} to sheriffe of Kent County to arrest &c: Ret. next Prouinciall Court 10th Octob^{r} next.

To th^{e} hon^{ble} th^{e} Leiu^{t} Grāll & Councell of Maryland in Prouinciall Court assembled

The humble Pet^{n} of Henry Hare sheweth

That whereas M^{r} Jonathan Sibrey came to souiurne att th^{e} howse of M^{rs} ffrances Morgan on th^{e} Isle of Kent about th^{e} middle of March last was a Tweluemonth & then^{ce} Continued 'till Nouemb^{r} following, Att or about w^{ch} time hee had a Cargoe of goods consigned to him, Liber F F wch goods the sd Sibrey being alltogether uncapable of disposing requested of the sd Mrs Morgan to lett yor Petr then her seruant to bee assistant to him; shee the sd Mrs Morgan gyuing yor Petr the benefitt thereof to conuert to his owne use, yor Petr keeping the sd Sibreys bookes of Accounts receiued most part of his Tob, & helped him dispose of soe many goods as amounted to ffowrty Three Thowsd & odde pownds of Tob, for wch hee is not in the least satisfyed

Wherefore yor Petrs humble request is tht this honble Bench would bee pleased to graunt an Order for Three Thowsd pownds of Tob. wch hee accepts of in satisfaction together wth Cost & Charge of suite And yor Petr shall pray &c:

[p. 64] Att a Prouinciall Court held att St Maries on Twesday the Tenth day of Octobr 1665

Charles Caluert Esqꝫ Gouernor
Philip Caluert Esqꝫ Chancelr
Mr Edward Lloyd
Mr Henry Coursey
Mr Baker Brooke
Coll William Euans
Mr Thomas Truman
Councellrs

The Court being mett & Oyes proclaymed, The Grand Jury of Enquest called (Vizt)

fforeman
Richard Smyth
Robert Blinkhorne
William Euans
Arthure Ludford
George Collins
James Veitch

ffrancis Carpenter
Michael Baysey
Henry Tripp
Thomas Innis
Peter Mills
Robert Henly

John Bowles
Thomas Smoote
George Macall
James Walker
Thomas Thorowgood
John Cage

Who being all sworne The Chancelor deliuered their Charge; As Concerning witchcraft, Burglary, ffelony, murther, & other Trespases where a Penalty or ffine is imposed by the Law of the Prouince.

Ordered tht the sheriffe prouide a messenger to goe forthwth & wth what speed hee can up to Portobacco in Charles County & bring downe from thence Elioner the wife of Edmund Lindsey to testify Viua Voce in Court what shall bee demanded of her concerning Hannah Lee the Wife of Willm Price & Mary Marler, And bee here againe in Court wth her the sd Elionor by Saturday next.

Att a Court held in Caluert County 21th March 1665

Pnte Maior Brooke
Hugh Stanly
Charles Brooke
Thomas Letchworth
George Peake
Gentn

Liber F F

Cuth: ffenwick pl̄f
Hugh Johnson
Nathan: Sprigge } dēfts
Rich: Newell

The pl̄f sueth th^{e} dēfts for killing & making away seuerall of his marked hoggs & alleageth hee will proue it uppon oath. But th^{e} dēfts acknowledging th^{e} allegaōn say itt was a mistake in th^{e} mark. Yett th^{e} busines being by th^{e} Court more strictly examined, it appeared a willfull designe

Ordered therefore th^{t} Nathaniell Sprig & Hugh Johnson pay unto th^{e} pl̄f for his s^{d} hoggs & informaōn seauenteene hund^{d} pownds of Tob a peice & three hund^{d} pownds of Tob a peice to th^{e} L^{d} Prop^{r} according to Act of Assembly. But Richard Newell being incapable to satisfy in Tob. or goods because a seruant, It's ordered th^{e} s^{d} Newell stand Three Courts in th^{e} Pillory wth his fact written in Capitall Letters ouer his head, And that hee bee gyuen Twenty Lashes on th^{e} bare back euery Court And further ordered th^{t} th^{e} sheriffe forthwth take [p. 65] him into Custody, & bring him to euery Court, till this order of Court bee fullfilled.

True Coppie
John Turuill Clk̄e.

Att a Court held 20th June 1665

P^{r}nt Thomas Sprigge Richard Collett
Thomas Brooke Will^{m} Dorington Gent^{n}
Hugh Stanley Toby Norton
Tho: Letchworth

Whereas Richard Newell being committed to th^{e} sherriffe M^{r} Spriggs Custody to bee brought to this Court, And the sheriffe fayling thereof, Ordered th^{t} the order of Court bee Returned to th^{e} Prouinciall Court.

True Copie
John Turuils Clk̄e.

In this Cause referred from Caluert County to this Prouinciall Court where it appeares that Thomas Sprigge being then High sheriffe of that County, did willfully suffer or permitt Richard Newell (being his Prisoner & putt into his Custody by order of that County Court) to Escape, & not suffer punishm^{t} according to th^{e} s^{d} Order. It is therefore ordered, by reason of th^{e} s^{d} Spriggs connyuance, & willfull permittance of escape in th^{e} s^{d} Prisoner That th^{e} s^{d} Thomas Sprigge bee fyned to th^{e} Lord Proprietary in the sum̄e of Two Thows^{d} pownds of Tob. And It is further ordered th^{t} th^{e} s^{d} Thomas Sprigge bring Richard Newell his fores^{d} Prisoner to th^{e} next County Court to bee held in Caluert County, there to suffer such punishm^{t} as hee was ordered to suffer & as was intended by th^{t} County Court, And in case th^{e} s^{d} Thomas Sprigge doe not produce or bring th^{e} s^{d} Prisoner to th^{e} s^{d} Court as afores^{d} Then it is further ordered th^{t} th^{e} s^{d} Thomas Sprigge pay Two Thows^{d} pownds of Tob. more, That is to say seauenteene hund^{d} pownds of Tob. to Cuthbert ffenwick for his dammage &c: And Three hund^{d} pownds of Tob. for a ffyne to th^{e}

Liber F F Lord Proprietary, according to Act of Assembly in that Case prouiding.

It is this day ordered tht Willm Smyth of St Maries Inholder pay or satisfy that Bond being for ffiueteene Thowsd pownds of Tob. & cask to the Lord Proprietary: Wherein hee stands bownd for Willm Price for soe much according to an order of the Prouinciall Court 7th Octobr 1664, And bee left for his remedy against the sd Pryce

The Court adiurned by the Leiut Grāll till to morrow morning 9 a'Clock.

[p. 66] Wednesday 11th Octobr 1665

All prsent as yesterday.

Thomas Nottley pl̄f John Walton dēft	The dēft not appearing, Respited 'till afternoone.

Know all men by these prnts tht I Andrew Skinner of Talbott County in the Prouince of Maryland, doe Constitute appoynt & putt, & by these prnts haue constituted, appoynted & putt my trusty & Louing ffreind Daniel Jenifer my true & lawfull Attorney to Act & doe for mee, & to my use whatsoeuer things hee shall see conuenient to bee done betweene mee the sd Skinner & the heyres or executors of ffrancis Riggs late of this Prouince deceased, Concerning Two obligaōns of the sd Riggs due to mee the sd Skinner The one being Two Thowsd pownds of Tob. & the other Three Thowsd pownds of Tob. And whatsoeur my sd Attorney shall Lawfully doe in the prmises I doe hereby acknowledge it to bee my owne proper Act & Deed in Law as fully & really as if I my selfe were prsonally prnt att the doeing thereof, Wittnes my hand & seale this 27th of Decembr 1664.

Sealed signed & deliuered A Skinner Seale
in the prsence of
Philip Caluert

And. Skinner pr Attorñ Daniel Jenifer pl̄f Rich: Collett Admīstr of ffrancis Riggs dēft	The pl̄f sueth the dēft in Two Accōns, the one in an accōn of Debt of 2000l Tob. due by Bill & Produceth ffran: Riggs Bill whose admīstrator the dēft is, wch sd Bill is thus attested.

James Shaclady sworne on the 23d March 1664, tht hee was wittnes to the aboue mencōned Bill, & in his prnce deliuered by ffrancis Riggs to Andw Skinner as his Act & Deed, after signed by the sd Riggs James Shacklady

Sworne to before mee
Charles Caluert

The other accōn in an accōn uppon his Case for non p^{r}formance of Couen^{t} w^{ch} is allso thus proued. Liber F F

The depositions of Sampson Waring & Thomas Elwes taken before mee George Peak Gent^{n} th^{e} 7th of Aprill 1665.

Sayth That they were p^{r}sent att th^{e} making of this Ingagem^{t} wthin specifyed, & th^{t} ffrancis Riggs deceased did signe, seale & deliuer th^{e} s^{d} Ingagement as his Act & Deed wittnes our hands th^{e} day & yeare aboue written

Sworne before mee — Sampson Waring
George Peake. — Thomas Elwes

Both th^{e} pl̄fs Pet^{ns} being read, The first for 2000^{l} Tob. & th^{e} latter for Three Thows^{d} pownds of Tob. It is Ordered th^{t} th^{e} deft putt in his answere to both these suites by afternoone/

Marmaduke Snow his Lr̃e of Attorney to D^{r} Luke Barber. [p. 67]

The are to certify all whom it may Concerne th^{t} I Marmaduke Snow of Mattapany gent^{n} haue, & by these p^{r}nts doe constitute & appoynt my Louing ffreind Luke Barber my true & lawfull Attorney, for mee & in my name to aske, sue for, recouer, & receiue all & euery debt or debts dues, or accounts whersoeu^{r} belonging to mee th^{e} s^{d} Snow; As allso to answere, defend, & for mee & and in my name to appeare att any Court or Courts wthin this Prouince of Maryland, And there pleade, impleade answere or defend, in any or all accōn or accōns to mee relating eyther as plaintiffe or defend^{t} And whatsoeu^{r} my s^{d} Attorney shall therein or thereby doe or cause to bee done in Court or out of Court by as afores^{d} or further by making another Attorney or Attorneys quitting releasing discharging imprisoning or securing any p^{r}son, Estate, thing or things, or or any other act or acts, w^{ch} shall to my s^{d} Attorney seeme conuenient, to doe or to bee done, And whatsoeu^{r} my s^{d} Attorney shall accordingly doe, I doe by these p^{r}nts ratify & confirme in as full & ample manner as if I my selfe were then & there p^{r}sonally p^{r}sent, as wittnes my hand & seale this 3d of July 1665 Marmaduke Snowe Seale

Test,
Will^{m} Rosewell
Emma Rosewell

Will^{m} Caluert Esqꝫ pl̄f } The pl̄fs Pet^{n} being read, & th^{e} dēfts Bill
Marmaduke Snowe dēft } produced for Ten Thows^{d} pownds of Tob.
The dēft by his Attorney D^{r} Luke Barber in answere sayth, That hee hath nothing to alleage ag̅st that Bill, But further That some part of th^{e} same is allready payd & satisfyed to th^{e} pl̄f, And th^{e} pl̄f confesseth th^{t} hee hath receiued one Thows^{d} six hund^{d} & ffowrty & noe more.

Ordered That th^{e} dēft pay th^{e} Remainder of th^{e} s^{d} Bill to th^{e} pl̄f, w^{ch} is six Thows^{d} Three hund^{d} & sixty pownds of Tob. wth Costs of suite. The Costs allowed by th^{e} Board are 300^{l} tob.

Liber F F Will^{m} Caluert d̄d̄s writt exequūon ag̃st th^{e} estate of Marmaduke Snowe according to th^{e} fores^{d} Order.

Writt Exequūon issued to th^{e} sheriffe S^{t} Maries County accordingly

Henry Coursey Esqꝫ pl̄f.
Godfrey Bayly dēft.
The writt being not returned Executed, Ordered th^{t} a new writt issue out to th^{e} sheriffe of Baltemore County to summone th^{e} dēft downe to th^{e} next Prouinciall Court.

Writt issued to th^{e} sheriffe of Baltemore County according to th^{e} s^{d} Order Ret. next Prouinciall Court, 2^{o} Jan: next

[p. 68] Tobias Wells pl̄f
Barthol. Gleuyn dēft
The pl̄fs Pet^{n} read, To th^{e} w^{ch} th^{e} dēft desyres Respite only 'till after noone to putt in his answere, w^{ch} was graunted by th^{e} Board, & Ordered th^{t} this bee th^{e} second cause called.

Co^{ll} Will^{m} Euans pl̄f
Walter Pakes dēft
The pl̄f in his Declaraōn or Pet^{n} sueth th^{e} dēft for a mare & a foale wth dammage for non paym^{t} In answere th^{e} dēft sayth That hee was but security only, for James Jolley. Yett hee confesseth Judgm^{t} for a mare & a ffoale & denyeth th^{e} dammage, w^{ch} th^{e} pl̄f alleageth hee hath susteyned, And noe Reall dammages made appeare, none therefore allowed.

Ordered th^{t} th^{e} dēft pay to th^{e} pl̄f a mare & a ffoale, wth Costs of suite.

The Costs allowed by th^{e} Board are

2 wittnes 4 dayes...	240
Attor: ffee	060
	300

John Bowcock p^{r} Attor.
Tho: Nottley pl̄f.
Joseph Harryson deft
The pl̄fs declaraōn being read, The dēft desyres Respite 'till afternoone to putt in his answere, w^{ch} was Graunted, & ordered that this bee th^{e} third Cause then called.

Thomas Notley pl̄f
Raphael Haywood dēft
To th^{e} pl̄fs Declaraōn for Two Cowes &c: The dēft by his Attorney James Thompson pleads non est factum, And uppon some debate & hearing of th^{e} Cause An Imparleance Graunted 'till next Prouinciall Court.

The Depos^{n} of John Gee aged ffowrty yeares taken in open Court 12^{o} Octob^{r} 1665.

The Depon^{t} sayth th^{t} Raphael Haywood did or neare th^{e} last day of March Last past, owne & acknowledge att th^{e} howse of Thomas Nottley in S^{t} Maries County, That hee did owe unto th^{e} s^{d} Thomas Nottley Two good sownd yowng Cowes, eyther greate wth calfe or to haue calfes by their sides, And th^{t} th^{e} s^{d} Haywood did att th^{e} same time afors^{d} giue order unto th^{e} s^{d} Nottley to send for th^{e} s^{d} Cowes to th^{e} s^{d} Haywoods Plantaōn on S^{t} Clem^{ts} manno^{r}, And th^{e} s^{d} Nottley did in pursuance of th^{e} s^{d} Order send this Depon^{t} for th^{e} s^{d} Cowes, And att this Depon^{ts} comming to th^{e} Plantaōn of th^{e} s^{d} Haywood, The s^{d} Haywood did only shew him this Depon^{t} a small heifer w^{ch} this depon^{t} did iudge was not wth calfe, And did only say hee would some time afterward looke for other Cowes to pay th^{e} s^{d} Nottley, & further sayth not. Liber F F

Jurauit Philip Caluert

Robert Sampson being called & not appearing fyned 500$^{\text{ł}}$ Tob.
Rowland Whyte allsoe called & not appearing fyned 500$^{\text{ł}}$ Tob.

Richard Collett Adm̄istrato^{r} of th^{e} Estate of ffrancis Riggs came in open Court, & confesseth Judgm^{t} for both those Bills due to Andrew Skinner, That is to say, The one for Three Thows^{d} pownds of Tob. & th^{e} other for Two Thows^{d} pownds of Tob. To th^{e} w^{ch} hee was Ordered to giue in his answere. Vid. fol. 66. [p. 69]

Hierome Whyte pl̄f
Rich: Collett, Adm^{r}
of ffr: Riggs dēft

The pl̄f by his Attorney produceth a Bill of ffrancis Riggs for 450$^{\text{ł}}$ Tob. The dēft acknowledgeth th^{e} Bill, But sayth hee hath allready payd away all th^{e} Estate of th^{e} Deceased, whose adm̄istrato^{r} hee is, And th^{t} hee hath not Assetts enough in his hands to satisfy that Debt claymed.

The Grand Jury came into Court, being agreed uppon seuerall Bills, And declared th^{t} they were contented th^{t} th^{e} Board should amend all false writings or misforme in th^{e} s^{d} Bills, w^{ch} are as followeth/

Lett it bee enquyred for th^{e} R^{t} hon^{ble} th^{e} Lord Prop^{r} whyther Maquamps alias Bennett an Indian of Mattawoman in Charles County on th^{e} 17th day of August last past att th^{e} howse of Agatha Langworth of S^{t} Johns in th^{e} County afores^{d} spinster, uppon John Langworth th^{e} sonne of th^{e} s^{d} Agatha Langworth by force and Armes an Assault did make, & th^{e} head of th^{e} s^{d} John did cutt of, And also whither th^{e} s^{d} Maquamps alias Bennett uppon Lucy Good hauing th^{e} head of th^{e} sayd John under his Arme, att th^{e} howse of th^{e} s^{d} Agatha wth a Tomahauke an assault did make, Gyuing her a dangerous wound in her head, & soe whither th^{e} s^{d} Maquamps by cutting of his head th^{e} s^{d} John Langworth att th^{e} place afores^{d} on th^{e} day afores^{d} in manner & forme afores^{d} feloniously & of malice forethought did kill & murther, against th^{e} peace of his L^{p} his rule & dignity, And whither Chotyke of th^{e} Towne & County afores^{d} were Iditem^{t}

Liber F F ayding & assisting to the sd murther, att the time & in the place aforesd.
Wittnesses Agatha Langworth Wiłł Caluert
Elizabeth Brumley Lucy Good,
Tho: Haylings, Bennett Marchegay/
Jures Returne Endorsd Billa Vera/

Agatha Langworth aged 50 yeares or thereabouts sworne on the 27th day of Septembr 1665 sayth,

This Depont Lay sick on her Table on the 17th day of August last, & better by an hower & a halfe of sunne when came ffower Indians & knock'd att the doare. The wench by name Lewis Good told this [p. 70] Depont That shee thought it had beene the Children But Cryed Indians & flung open the doore, wth tht this Depont turnd about, & made to the doore & fownd one of the 4 Indians by name Chotyke wthin the roome & the Dogge keeping a barking att him, hee made some blowes att itt, still Looking uppon this Depont, & made a back blowe att her wth a Tomahauke, but mist her whereuppon hee retreated out of the roome, Thinking (as this Depont supposeth) tht shee might shutt him in the roome. Then this Depont clapt to the doore, when shee did then see the other Indian by name Bennett, & now in custody wth Chotyke next to this Chotyke, & another called the old ffisherman alias Inuoyce, tht escaped after taken in custody: & likewise another Indian, wch was not knowne by this Depont was then likewise att this Deponts howse att this prnt time. Then they went rownd about the howse two or three times, after this Depont had shutt herselfe in the howse. Then shee went to a window next to a neighbors of hers & hollowed & Cryed Indians, Indians. Wth tht the neighbors came, In wch interim this Depont heard her Children cry out saying, Good nindians, good nindians, After wch this Depont did againe see the foresd ffower Indians, & after that fownd Two of her children murthered. And further this Depont sayth not.

Agatha Langworth/

Lewis Good aged 21 yeares or thereabouts sworne on the 27th day of Septembr 1665, sayth

This Depont being in the howse of her mistresse Agatha Langworth on the 17th day of August last, att wch time her sd mistresse was ill & Lay uppon the Table, when there came to the doores ffower Indians who knockd att the doore when this Depont thought it had bene the Children, & opened the doore, & then cryed Indians, Whereuppon her mistresse came of from the table (this Depont not shutting the doore againe) & went to the doore, when one of the Indians, when one of the Indians by name Chotyke, now in custody was stryking att the dogge tht was barking att them, & struck one back blowe att this deponts mistresse, when hee did not misse of hitting her but by a small matter, whereuppon hee retreated backwards, & her mistresse shoote the doores uppon them, And then they lay striking upon the doore wth their Tomahauks. This Depont further declaring, tht besides th^{e} fores^{d} Chotyke, shee did see th^{e} other (now in custody) Liber F F called by name Bennett and another Indian called th^{e} old ffisherman [p. 71] alias Inuoyce, & another Indian but unknowne to this Depon^{t}, And after they were shutt out they runne about th^{e} howse two or three times, but not finding any entrance, they went through th^{e} orchard & th^{e} Cornefeild after th^{e} Children & further this Depon^{t} sayth not.

The marke of △ Lewis Good

Elizabeth Brumley aged 24 yeares or thereabouts sworne on th^{e} 27th Septemb^{r} 1665 sayth,

That this Depon^{t} was on th^{e} 17th day of August last in th^{e} Cornefeild of her mistresse, Agatha Langworth, when shee heard her s^{d} mistresse Cry out Indians, whereuppon this Depon^{t} did strive to gett th^{e} Children together, who did cry Extraordinarily, And this Depon^{t} called th^{e} Boy John & sayd Peace Jonny, Then this Depon^{t} turned about & saw ffower Indians, making towards her, Two of w^{ch} Indians was th^{t} Indian called Bennett, now in custody, as allsoe th^{t} Indian called th^{e} ffisherman, But for th^{e} other Two shee did not know, And th^{t} th^{e} afores^{d} Bennett did then make towards one of the Children, w^{ch} was a Boy, & knockd him downe wth his Tomahauke, Whereuppon shee askd him in Indian Kaquince machissino Chippone why hee did soe? Who answered in Indian, Because hee would. Vppon th^{t} this Depon^{t} run away wth th^{e} Girle, & this Indian Bennett made after her, shooting Arrowes, but missd her, & came up to her wth th^{e} Boyes head under his arme, And shee saw th^{e} old ffisherman passe her, & this Indian Bennett came into th^{e} weeds & lay downe th^{e} Childs head & sayd in Indian Pops innahayo A woman wth Child, & struck att her wth his Tomahauke, three times, w^{ch} made three Cutts in her Cap & two cutts in her head, & thereuppon left her for Dead, And further this depon^{t} sayth not.

The mrk of X Eliz: Brumley.

Thomas Haslings aged 23 yeares or thereabouts sworne on th^{e} 27th day of Septemb^{r} 1665 sayth,

That this Depon^{t} was on th^{e} 17th day of August last working in a Plantation next to M^{rs} Langworths, where hee had bought a Crop And they had iust made an end of worming & succoring when Bennett Marchegay askd him if hee would sitt downe & pype it, w^{ch} hee did, In w^{ch} time they were talking of th^{e} Indians, Marchegay saying that hee feared they were doeing some mischeife th^{t} they did not come about as they use to doe, when they heard M^{rs} Langworths Dogge bark, And they sayd that surely th^{e} Dogge had mett wth some Vermine. Then p^{r}sently they heard M^{rs} Langworth Cry out, away, away, Indians, Indians, with that they all runne as hard as they could driue, & Bennett Marchegay tooke his Broad Axe in his hand, And it was this Depon^{ts} fortune to gett a little before th^{e} rest, And when this Depont came into th^{e} Plantāon, hee saw ffower Indians pursuing [p. 72] Elizabeth Brumley, M^{rs} Langworths mayd, shooting after her wth

Liber F F arrowes, Amongst w^{ch} Indians this Depon^{t} doth declare that th^{e} Indian now in Custody by name Chotyke was one of them th^{t} shott after th^{e} mayd, But for any of th^{e} other Three this Depon^{t} cannot say hee knew any of them, hauing noe time to peruse them, Then this Depon^{t} hollowes, Vppon w^{ch} th^{e} Indians runne back to th^{e} top of th^{e} hill & shott about halfe a score arrowes att him before any of th^{e} rest came up to him, Then after they were all come up, These s^{d} Indians shott about fowrty arrowes att them, Then this Depon^{t} made up to recouer th^{e} howse: w^{ch} they did hinder by comming betweene him & th^{e} howse, in w^{ch} time this Depon^{t} wth th^{e} rest did enspect John Gabinnett wth a Gun, came up M^{rs} Langworths eldest Girle being chased before by th^{e} s^{d} Indians, Then th^{e} Indians all fall a hollowing & running downe th^{e} hill forced them back againe to Bennett Marchegays Plantāon, And when they desisted in pursueing them th^{e} afores^{d} Indian Chotyke shott an arrow att this Depon^{t} w^{ch} hee did defend wth a Tobacco stick in his hand, when they mett wth John Gabbinnett wth his gun, whereuppon they all run away, & further this Depon^{t} sayth nott. Thomas Hailings.

Bennett Marchegay aged 32 yeares or thereabouts sworne on th^{e} 27th day of Septemb^{r} 1665 sayth,

That this Depon^{t} was in his Tob. grownd wth his Poeple & Thomas Hailings comming by This Depon^{t} askd him to pype it, And while they were pyping hee was saying, what doe yo^{w} thinke of th^{e} Indians? now they are all gone to Pascattoway & deserted their Towne: And doe uerily beleiue th^{t} as soone as their meetings are broake up that they will giue us a Clap. The word was noe sooner out of his mouth but they heard M^{rs} Langworth Cry away, away, Indians, Indians, soe I bad th^{e} folks run & hollow & this Depon^{t} would follow them after hee had fetched his Broad Axe, w^{ch} hee did & spoake to John Gabbinnett to goe & fetch his gun, & follow them. And when this Dep^{t} wth th^{e} rest of th^{e} English came into M^{rs} Langworth Plantāon, they saw ffower Indians w^{ch} when they saw th^{e} English they fell a running to th^{e} top of a Hill amongst w^{ch} th^{t} Indian Chotyke, now in custody, was one, for th^{e} other Three this Depon^{t} did not well know, hauing not time nor opportunity to come neare enough to them. Then they faced about, & seing th^{t} this Depon^{t} wth th^{e} rest was unarmed, they came running downe th^{e} Hill againe in pursuite of them, [p. 73] untill they were forced to retreete to this Depon^{ts} Plantāon, in w^{ch} interim this Depon^{t} did see M^{rs} Langworths eldest daughter run through the Indians, towards them for shelter, w^{ch} made this Depon^{t} stay th^{e} longer to saue her, And then came up John Gabbinnett wth a gun, & bid him pursue th^{e} Indians, while hee went to his howse to see his wife, & further this Depon^{t} sayth nott.

These 5 foregoeing Depos^{ns} B. Marchegay
was on th^{e} day & yeare afore
written taken before me
Charles Caluert

The other now brought are Liber F F
Whetstons negro, not p^{r}sentable.
Bill ag̅st John Ellis ffor Petite Larceny, Ret. Wee of th^{e} Jury doe find John Ellis p^{r}sentable.
Bill ag̅st Thomas Hamper, Ret. Ignoramus. Vid Presentm^{t} infra fol.
Bill ag̅st Thomas Clark, Billa vera Presentable

The Court adiorned by L^{t} Grāll till afternoone.

Wednesday afternoone 9th Octob^{r} 1665. All mett as in th^{e} fforenoone.

Tobias Wells pl̄f }
Barth: Gleuin dēft } The dēft now bring in his answere (Viz^{t}) The dēft pleads in Abatem^{t} of th^{e} writt, ffor th^{t} noe such accōn can lye in this Case, att th^{e} Common Law, And therefore Craues Judgm^{t} of th^{e} Court whither or noe hee can bee Legally constrayned to answere, noe Bill or specialty being in being, or to bee produced as th^{e} pl̄f by his Declarāon hath acknowledged. The w^{ch} by th^{e} Board was graunted, & th^{e} pl̄f nonsuited.

John Bowcock Thomas Nottley pl̄f }
Joseph Harryson dēft } The pl̄fs Pet^{n} read. The dēft putts in his answere, (Viz^{t}) The dēft denyeth th^{t} euer hee was Attorney to that s^{d} Miller mentioned in th^{e} pl̄fs declarāon, or th^{t} euer hee had any goods of his in his Custody. Therefore pleads in abatem^{t} of th^{e} writt. W^{ch} not prouing, The pl̄f. nonsuited. The dēft demands these Costs, w^{ch} are allowed him (Viz^{t})

7 dayes allready out wth a horse	180^{l}
Atturneys attendance & ffee 2 dayes	120
	300

John ffoxhall pl̄f }
Absalon Couent dēft } In th^{e} accōn of his Case, The pl̄f not prouing, nonsuited, wth costs to th^{e} dēft. Nicholas Yowng th^{e} Attorney of Absalon Couant humbly desyreth these ffees. [p. 74]

To a nonsuite	150
3 dayes attendance goeing & com̄ing	090
Atturneys ffee & attendance	060
Allowed by th^{e} Board.	300

John ffoxhall pl̄f }
Absalon Couant dēft } The other accōn wthdrawne.

Thomas Nottley pl̄f }
John Walton dēft } The dēft not appearing eyther by himselfe or Attorney. Ordered th^{t} th^{e} pl̄f haue Judgm^{t} according to his Bill ag̅st th^{e} dēft, ffor one Thows^{d} seauen hund^{d} ffifty

Liber F F nine pownds of Tob. in Cask, wth Costs & Charges of Court. The Costs & charges allowed are, Two hund^{d} & seauenty pownds of Tob. In all Two Thows^{d} Twenty nine pownds of Tob.

Justinian Gerard pl̄f } The pl̄fs wittnes whereby to proue his de-
John Carington dēft } mand Lyuing in Virginia, & being att p^{r}nt sick, Hee desyres Imparleance 'till next Prouinciall Court. W^{ch} was graunted by th^{e} maio^{r} Vote of th^{e} Councell.

The Grand Jury Came into Court, & brought These Bills.
Jacob Negro Inditem^{t} for murther, Billa Vera
Thomas Courtny–Ignoramus.
Elizabeth Bennett for Witch &c: Ret. not p^{r}sentable.
And some other Bills p^{r}sentable for Hogstealers, w^{ch} are entred uppon Record, att th^{e} end of th^{e} Court.

The Court adiorned 'till tomorrow morning 9 a'Clock.

Thursday 12th Octob. 1665. The Court mett. All present as yesterday.

Henry Hudson pl̄f } That summons being read, w^{ch} according to
Dauid Anderson dēft } th^{e} Last order was ordered, for th^{e} Attorneys of th^{e} dēft to haue timely notice to make their appearance. Thomas Nottley sayth That hee was not Legally summoned.

Abraham Rowse sworne in ditta causa sayth, That hee shewed [p. 75] M^{r} Thomas Nottley (th^{e} dēfts Attorney) th^{e} order of Court formerly passed in th^{t} Cause, & gaue him a Copey of th^{e} s^{d} Order, & th^{e} summons thereunto annexed. And th^{e} Court Judged that That was a Lawfull & legall summons.

Then M^{r} Thomas Nottley sayth That himselfe & Will^{m} Caluert Esqꝫ are th^{e} Attorney or Attorneys of Isaack Bedlow, & thereuppon produceth his letter of Attorney, w^{ch} is as followeth.

Know all men by these p^{r}nts th^{t} I Isaack Bedlow late of New Yorke, and now of th^{e} Prouince of Maryland merch^{t} Doe hereby impower Constitute & appoynt Will^{m} Caluert Esqꝫ & Thomas Nottley merch^{t} both of S^{t} Maries County in th^{e} Prouince afores^{d} To bee my true & Lawfull Attorneys, Joyntly & seuerally to appeare for mee, & in my behalfe att any Court or Courts wthin this Prouince, & there as occasion shall requyre to plead to any such Accōn or accōns, as are or shall bee commenced against mee or ag̃st any p^{r}son or p^{r}sons whatsoeu^{r} unto whom I am, or haue bene Attorney, And especially to plead for mee & in my behalfe, unto an accōn commenced ag̃st th^{e} Vessell or ffrigott formerly called th^{e} Expedition (now th^{e} Jane) by Henry Hudson merch^{t}, And what my s^{d} Attorneys or eyther of them, or any or eyther of their Lawfull substitutes, shall doe or cause to bee done in th^{e} pursuance of this my power, I hereby allow of, ratify & confirme, to bee as firme & substantiall to all intents & purposes as if I were p^{r}sonally p^{r}sent att th^{e} doeing thereof. In Confirmāon hereof I haue hereunto sett my hand & seale th^{e} 22th day of May 1665 Liber F F

Isaack Bedlow seale

Signed sealed & deliuered
in th^{e} p^{r}sence of
Justinian Gerard
Tho: Lomax.

* Then the dēft sayth for answere That he detayneth no such ffrigott in manner & forme as is alleaged/

After much debate in th^{e} cause by th^{e} Attorneys on both sides pleading & many papers produced & read, The Cause putt to a Jury.

Writt to sheriffe to impanell a Jury of 12 men, Ret. forthwth. Sheriffe Ret. his writt, & warned & called

fforeman
Cap^{t} Will^{m} Burgesse
Justinian Gerard
Thomas Sprigge
John Smyth
Richard Collett
Abraham Rowse
Beniamin Rosier
Curtis ffletcher
John Gittings
John Emerson
Daniel Clocker
Nicholas Yowng

The pl̄fs Declarāon being Read,

* The dēft in answere sayth, That hee detayneth noe such ffrigott in manner & forme as is alleaged.

John Hawkings in hac causa sworne sayth, [p. 76]

That about three yeares agoe hee freighted horses uppon th^{t} Vessell, now in dispute & since one horse on th^{e} same, & th^{t} it was then reputed & esteemed by him this Depon^{t} as M^{r} Hudsons Vessell.

Raymond Staplefort in ditt positiuely sweares th^{t} th^{e} Vessell now in dispute about ffowre yeares & a halfe agoe was M^{r} Hudsons Vessell, Being told soe much by th^{e} Carpenter who built that Vessell, hee lyuing in New England.

The papers both of th^{e} pl̄f & th^{e} dēft being read, & their allegāons on both sides heard, The Jury went out on th^{e} busines in charge

Henry Warren p^{r} Attorn Will^{m} Calu^{r}t Esqꝫ pl̄f
George Thompson p^{r} Attorn Samuel Cressey dēft

Know all men by these p^{r}nts th^{t} I Henry Warren of S^{t} Innegōs in the County of S^{t} Maries gent^{n} doe hereby constitute & appoynt my worthy ffreind Will^{m} Caluert Esqꝫ my true & Lawfull Attorney for mee & in my name & in my steed & place in a Case depending betweene mee Henry Warren, & George Thompson of Charles County for th^{e} summe of 1975 Tob due to mee by Bill, Gyuing my s^{d} Attorney full power to arrest, sue, imprisone, condemme, & out of prison againe to release as in his best discretion hee shall see cause & thinke fitt, ffurthermore I doe hereby graunt & giue my s^{d} Attorney power & authority to make ordaine & appoynt any one or more Attorneys

Liber F F under him, to th^{e} intents aboue mencõned, wth as full power as to any Attorney generall doth or may belong, And what euer my s^{d} Attorney or any substitute under him shall doe or p^{r}forme in order to th^{e} p^{r}mises I doe hereby ratify confirme & allow, as if I my selfe were p^{r}sonally p^{r}sent & had actually done & p^{r}formed th^{e} same. In wittnes whereof I haue hereunto sett my hand this 20th of May 1665.

Signed in th^{e} p^{r}nce of us — Henry Warren
Marmaduke Semes
Tho: King

Know all men by these p^{r}nts th^{t} I George Thompson of Charles County in th^{e} Prouince of Maryland gent^{n} doe hereby constitute ordaine & appoynt Samuel Cressey of th^{e} s^{d} County & Prouince gent^{n} my true & lawfull Attorney to confesse a Judgm^{t} to th^{e} accõn commenced against mee by Will^{m} Caluert Esqꝫ as th^{e} Attorney of M^{r} Henry Warren Ratifying & allowing all & whatsoeu^{r} my s^{d} Attorney shall doe or cause to bee done in or about th^{e} p^{r}mises, as fully largely [p. 77] & amply as I my selfe might or could doe, if personally there p^{r}sent, As wittnes this my hand this 6th of Octob^{r} 1665.

Test — George Thompson
John Powick
John ffleming

John ffleming sworne in open Court sayth That this was George Thompsons reall Act & Deed.

The dēfts Attorney came into Court (Viz^{t}) Samuel Cressey, And Confesseth Judgm^{t} for one Thows^{d} nine hund^{d} seauenty ffiue pownds of Tob. principall Debt in Cask.

The pl̄fs Bill of Charges

To th^{e} pl̄fs attendance 3 dayes..............	090
To M^{r} Bretton, wittnes summoned 5 dayes....	150
To Attorneyes ffee	060
Allowed by th^{e} Board.	300

The Court adiourned 'till afternoone

Thursday afternoone All p^{r}nt as aforenoone

Toby Weels & Bartholomew Gleuen came into Court, & doe both of them acknowledge This following writting to bee their Act, w^{ch} followeth in these words.

Octob^{r} 12th 1665

This Day all differences concerning a suite a Law depending betweene Toby Weells & M^{r} Barth Gleuen & Mary his wife are fully determined & ended betweene th^{e} s^{d} Toby Weells & Barth Gleuen in manner & forme as followeth, Viz^{t}

Liber F F

That is th^{e} s^{d} M^{r} Gleuen doth fully agree & bind himselfe his heyres executo^{rs} or Adm̄istrato^{rs} to pay or cause to bee payd unto th^{e} s^{d} Toby Weells or his heyres executo^{rs} or Adm̄istrators or assignes, th^{e} full & iust sum̄e of six & Twenty Thows^{d} pownds of good sownd merchantable Tob. & Cask, The one halfe to bee payd this p^{r}sent yeare uppon demand, And the Remainder to bee payd th^{e} next yeare following by th^{e} Tenth day of Octob^{r} next w^{ch} shall bee in th^{e} yeare 1666, And allso hee binds himselfe his heyres or exeqt^{rs} or Adm̄istror^{s} to pay or cause to bee well & truly payd unto Philip & Sarah Conner th^{e} Children of M^{r} Philip Conner late of th^{e} Isle of Kent deceased th^{e} sum̄e of ffowre Thows^{d} pownds of Tob & Cask as they shall come of age equally betwixt them, And to pay the one halfe of all necessary Charges expended this Court, as sheriffs or Clerks ffees & 60^{l} of Tob. to th^{e} Attorneys, And to this agreem^{t} they haue sett their hands the day & yeare aboue written/

Teste James Ringgold   Barthol. Gleuin
Anthony Calloway   Toby Weells
his marke

And th^{e} Costs, or Charge of this suite betweene Barth. Gleuen & Toby Weells allowed by th^{e} Court is six hund^{d} & fifty pownds of Tob. to bee deuided betweene them according to agreem^{t} & noe more. [p. 78]

The Grand Jury Came into Court, & being demanded whither they had agreed uppon busines? They answered, Yes.

Then they gaue in these Bills (Viz^{t})

Jacob, negro, presentm^{t}.

The Two Indians presentm^{t}.

The Two Indians, Maquamps alias Bennett & Chotyke called to th^{e} Bar. Their p^{r}sentm^{t} Read/They both stand mute, & putt themselues uppon th^{e} Board.

Vid supra post Inditem^{t} fol 69 & seq.

Then th^{e} Clerk read th^{e} Depos^{ns} of M^{rs} Agatha Langworth, Luce Good, Elizabeth Brumley, Thomas Haylings, & Bennett Marchegay.

The Judgm^{t} of th^{e} Board–murther.

Called to th^{e} Bar Jacob th^{e} negro. The p^{r}sentm^{t} Read, w^{ch} is as followeth/

The Jury for th^{e} R^{t} hon^{ble} th^{e} L^{d} Proprietary doe present That Jacob a negro slaue & seruant to Nathaniel Vtye of Spesutia in Baltemore County & to Mary his Wife th^{e} 30th of Septemb^{r} 1665 in th^{e} howse of th^{e} s^{d} Nathaniel Vtye in Spesutia afores^{d} in th^{e} County afores^{d} by force & armes, to witt, wth a drawne knife of Two pence ualue, w^{ch} th^{e} s^{d} Jacob then & there in his hand did hold, Vppon th^{e} aforenamed Mary, th^{e} Wife of th^{e} s^{d} Nathaniel Vtye then his Mistresse then & there in th^{e} peace of god, & his s^{d} Lordship, being uol-

Presentm^{t}

Liber F F untarily & of his malice forethought an assault did make, And th^{e} same Mary then his Mistresse then & there wth th^{e} s^{d} knife felloniously & trayterously uppon her right arme strongely did strike & stabb, Gyuing her a mortall wound ffowre fingers broad, in th^{e} upper part of her right arme, Of w^{ch} mortall wownd shee th^{e} s^{d} Mary th^{e} Wife of Nathaniel Vtye uppon th^{e} ffowrth day of Octob^{r} did dye, & soe th^{e} aforenamed Jacob, att Spesutia afores^{d} of his malice aforethought th^{e} same Mary Vtye his Mistresse afores^{d} in manner and forme afores^{d}, willingly, wittingly, felloniously & trayterously did kill, against th^{e} peace of his s^{d} Lordship his rule & dignity.

Will Caluert

[p. 79] Anthony Brispo aged 20 yeares or thereabouts sworne & examined in open Court this 11 of Octob^{r} 1665 sayth

That hee see Jacob th^{e} negro stab M^{rs} Mary Vtye uppon Saturday th^{e} 30th of Septemb^{r} last, about Ten of th^{e} Clock in th^{e} night, That hee stabbed her wth a knife here produced in Court, That in outward appearance shee was in p^{r}fect health before hee wounded her, That hee th^{e} s^{d} Jacob gaue her Two wounds in th^{e} Right arme, One whereof was ffowre fingers wide, & th^{t} shee dyed uppon the Wednesday att night following, And further th^{t} hee doth beleiue th^{t} shee dyed of those wounds hauing bled a day & a night.

Jurauit, Philip Caluert.

ffrancis Stockett aged 31 yeares or thereabouts sworne & examined this 11th of Octob^{r} 1665 sayth

That hee dressed th^{e} wounds gyuen by Jacob th^{e} negro to M^{rs} Mary Vtye Viz^{t}, Two wounds in her arme, whereof one was fowre fingers wide, And th^{t} hee doth uerily beleive shee dyed of those wounds

Jurauit Philip Caluert

The names of th^{e} Jury men Impanelled & sworne to ueiw the Corps of M^{rs} Mary Vtye, & haue as is here underwritten gyuen in their Verdict of th^{e} cause of her Death/

M^{r} ffrancis Stockett	William Perce	George Elthringham
M^{r} John James	John Royland	Richard Woolfe
M^{r} Henry Haselwood	Thomas Symonds	Richard Leeke
M^{r} Will^{m} Thurrell	Samuel Bennett	Cornelius Beice

That th^{e} wounds w^{ch} shee receiued in her arme was th^{e} cause of her Death.

John Collett sherffe

The foregoeing Oaths being Read, & that Verdict of th^{e} Jury shewen in Court, & Demanded whither Guilty or not Guilty, Hee stands in a manner mute.

Judgm^{t} of th^{e} Board is Guilty of Petite Treason. Vppon this matter, these things being heard & seene & by th^{e} Court fully understood it was Considered That th^{e} s^{d} Jacob is Guilty of Petite Treason.

Then the Gouernor gaue sentence in these words, You shall bee drawne to the Gallowes att St Maries & there bee hanged by the neck 'till yow are dead. Liber F F

And then the Gouernor gaue sentence uppon both the Indians in these words (Vizt) Yow shall bee carryed from hence to the place of Exequūon & there bee hanged by the neck 'till yow are dead. [p. 80]

Writt to the sheriffe St Maries County ad Exequendu.

The Jury in Causa Henry Hudson pl̄f & Dauid Anderson dēft came into Court & brought this Verdict (Vizt)

The Jury doth find That the Vessell called the Expedition did belong to Henry Hudson, But cannot find how the sd Hudson made the same ouer to Goodrick, yett doe find tht Goodrick made sale of the Vessell to Caruer, & receiued satisfaction: & tht the sd Hudson consented to it, And whither tht consent of the sd Hudson to the sale made by Goodrick bee a good Conueyance of the Vessell to the sd Caruer they pray the discretion of the Court, And if the Court find that a good Conueyance, They find for the dēft, & if otherwise then They find for the pl̄f.

It is ordered tht the Judgmt of the Board herein bee respited 'till tomorrow morning.

The Court adiorned by Gour till tomorrow morning 9 a Clock/

ffriday 13th Octobr 1665, 9 a Clock/All prsent as afore/

Summons issued to the sheriffe of St Maries County to bring Alexander Mulraine (serut to Thomas Winne) immediately to the Court to testify to what shall bemanded of him in the behalfe of the Ld Propr & Philip Caluert Esq Chancelor &c:

The Leiut Grāll desyred the Councell to giue in their Votes seuerally to tht direction of the Jury in the Cause betweene Henry Hudson pl̄f & Dauid Anderson dēft, Whither or noe tht Consent of Hudson to the sale made by Goodrick bee a good Conueyance Yea or noe?

Mr Thomas Trueman Noe sufficient sale.
Coll Willm Euans, Contra.
Mr Baker Brooke Noe sufficient sale.
Mr Henry Coursey, idem wth Mr Trueman & Mr Brooke.
Mr Edward Lloyd idem wth Coll Euans the sale good.
Chancelor Noe sufficient sale.

Wch things being seene & heard, & by the Court fully understood, It was Considered & Ordered That the pl̄f recouer his his sd Vessell from the defendt, wth Costs of suite/

Liber F F [p. 81] The pl̄f brings in his Bill of Charges in this suite.

To th^{e} Last Courts attendance goeing & Comming 10 dayes	0300
To one wittnes from Portoback 9 dayes attendance goeing & Comming	0270
To 10 dayes more this Court	0300
To 9 dayes for his wittnes	0270
To th^{e} Jury	0360
To M^{r} Lawson for Impanelling a Jury	0120
To seruing 2 sub penas	0020
To M^{r} Dent for seruing a speciall writt wth th^{e} Vndersheriffs attendance	0140
These Costs or Bill of Charges allowed by th^{e} Court	1780

Capt^{t} Will^{m} Boareman pl̄f
Marmaduke Snowe dēft

Vppon Reading th^{e} pl̄fs Pet^{n} The Dēft Craues a Reference 'till next Prouinciall Court, w^{ch} was graunted.

To th^{e} hon^{ble} th^{e} Gou^{r} & Councell of th^{e} High Court of Chancery in Maryland.

The answere of Will^{m} Price dēft ag̅st Will^{m} Hollingworth Complayn^{t}.

That hee knows there were dealings betweene his wife & th^{e} Complayn^{t} That to th^{e} best of his knowledge hee neuer saw any such specialty of Three Thows^{d} Three hund^{d} & seauen pownds of Tob. as th^{e} Compl^{t} sayth hee had under his Wifes hand. That hee neuer had any fraudulent Intent to wrong th^{e} Complayn^{t} but is & shall bee ready to defray his Debt to th^{e} Compl^{t} (if any) That as soone as his Wife Hannah Price hath putt in her answere, Hee will come to issue wth th^{e} Complayn^{t} wthout any further trouble. Wiłł Price/

The answere uppon Oath of M^{rs} Price to th^{e} Bill of Chancery of M^{r} Hollingworth is

That shee has had att seuerall times diuers goods, & has allso diuers times payd & ordered him pay for Tobaccōs, But how much or what quantity has bin payd him shee cannot tell, But Will^{m} Price who kept all my Accounts must cleere it, for I can sweare noe more

Sworne before us this of
July 1665

Thomas Mathews
Will^{m} ꝑ Marshall
his marke/

[p. 82] In this Cause betwene M^{r} Will^{m} Hollingworth, & Will^{m} Price, the Attorney of M^{r} Hollingworth alleaging th^{t} is not according what th^{e} Complayn^{t} exspects in his Declarāon or Complaynt in Chancery.

Considered, The Chancery being open, M^{r} Hollingworth may att any time putt in his Replicāon betweene this & th^{e} next Prou: Court.

Liber F F

Christoph: Stephenson pl̄f
William Watts dēft } The accōn wthdrawne.

Raymond Stapleford pl̄f
John Hawkins &
Thomas Wills } dēfts } Writt abates per mortem Wills.

John Bayly pl̄f
John Hawkins
& Tho: Wills } defts } Writt abates per mortem &c:

Philip Holleager pl̄f
James Southward dēft } The pl̄f Pet^{n} or Declarāon read. The dēft James Southward Acknowledgeth Will^{m} ffisher to bee his Attorney in open Court. In answere to th^{e} pl̄fs Declarāon, The dēft pleads not guilty, & desyres th^{t} th^{e} pl̄f may proue his declarāon.

Edward Cox in ditta caa sworne sayth, That hee hee heard one Mondidier say, (as hee was goeing for a sow to James Southward) That if James Southward denyed him his sow, hee would in ffiue words speaking, turne him out of all th^{e} estate hee had from Jeremiah Haslin, And att another time, as this Depon^{t} & Mondidier were a pyping, This Depon^{t} asked th^{e} s^{d} Mondidier th^{e} reason, why hee had noe better Cloaths? Mondidier answered saying, If James Southward had not beene a knaue hee had had better Cloaths, ffor James Southward promised him a Broad Cloath suite & a Caster, for making Jeremiah Haslins wills according to his th^{e} s^{d} Sowthwards mind, And th^{t} after hee had made that will according to Sowthwards mind, hee could gett nothing.

John Webster in ditt, sayth, sworne in Court,

That hee was seruant to Jeremiah Haslin att th^{e} time of his decease, That th^{e} s^{d} Jeremiah did once intend to make James Southward his Ouerseer ouer his Children, That there was a will begun to bee written w^{ch} James Southward shewed to this Depon^{t}, But Mondidier tould him this Depon^{t} That that will of Jeremiah Haslin was neuer signed by him th^{e} s^{d} Haslin, But th^{t} hee was out of his sences, Throwing th^{e} s^{d} will away, making only a Scraule, And th^{t} hee th^{e} s^{d} Mondidier made a marke, signing it under Jeremiah Haslins name. [p. 83]

M^{r} George Saughier aged sixty fowre yeares sworne before me Tho: Besson Aprill 8th 1665 sayth, That in th^{e} yeare 1660 betweene Christmasse and th^{e} spring of th^{e} yeare, when Jonathan Hopkinson was Ryuing of Boards, & Anthony Dimondidier barking of quarters att this Depon^{ts} howse, This Depon^{t} aduised Dimondidier to fetch his Corne (due to him from James Sowthward) att M^{r} Brewers howse. Dimondidier replyed, If hee had it not where hee made it (Viz^{t}) att James Sowthwards, hee would turne him out of Jeremiah

Liber F F Haslins Estate, & make him as poore a man as Anthony. This Depon^{t} aduised him to be carefull of his words, saying, If yo^{w} cannot proue it, yo^{w} will bring yo^{r}selfe into trouble. Dimondidier againe replyed That in ffiue words speaking hee could turne him out of his estate. This Depon^{t} asked him what those words were? Dimondidier replyed, That when hee was brought to his oath hee would proue his words.

James Sowthward cōming from Virginia suddenly uppon these passages, This Depon^{t} acquainted him wth th^{e} same. Sowthward replyed, The Rascall had best to haue a care of his eares, ffor hee would haue his eares if hee went to th^{e} Court wth them hee should goe home wthout them, & further sayth not. Geo: Saughier

Sworne before mee Tho: Besson.

This Depos^{n} was acknowledged by George Saughier himselfe Viua Voce in Court/

Mary Stanley in ditt. sworne sayth, That when James Sowthward came downe, her master Jeremiah Haslin first intended to giue him part of his Estate, towards th^{e} keeping of a Lame Child. Afterwards her s^{d} master told this Depon^{t}, saying, That James Sowthward should scrape noe Land of his, Bidding him goe ouer th^{e} Creeke & drinke water (Sowthward then asking for Beere) for hee should haue noe Beere att his howse.

John Webster further examined sayth, That Two nights before his master Haslyn dyed, Hee was kept out of th^{e} roome where his master lay sick, eyther by James Sowthward, or by his fellow seruant Anthony Mondidier. After a small time Anthony came out of his masters roome, & sayd these words, Now there is a Cow calfe & a sow for Anthony Mondidier.

The will (soe mentioned) being fownd uppon th^{e} Records & read in Court, & there being but one wittnes to th^{t} will (Viz^{t}) Anthony Dimondidier & hee a Legatee in that will, The Judgm^{t} of th^{e} Board [p. 84] is, That that will is noe will. The s^{d} James Sowthward hauing only Letters of Adm̄istrāon graunted to him of th^{e} fores^{d} Jeremiah Haslyns Estate.

These things being seene & heard & fully Considered by the Board, Ordered That th^{e} Heyre of Jeremiah Haslin, now marryed to Philip Holleger, bee putt into posses^{n} of th^{e} Land of her father.

And further Ordered th^{t} James Sowthward (as Adm̄istrato^{r} of the s^{d} Jeremiah Haslyn) giue an Acc^{t} of that estate, during the time hee hath bene in posses^{n} of th^{e} same, to th^{e} next Prouinciall Court/

The Court adiorned 'till afternoone.

ffriday afternone 13th Octob^{r} 1665. All p^{r}sent as aforenoone.

Philip Caluert exhibitts Bill ag̃st Thomas Wynne & Elizabeth his Wife Liber F F

Bee it remembred That the Tenth day of Octobr Philip Caluert Esqꝫ Chancelor of the Prouince of Maryland comes here into Court & exhibitts a Certaine Informāon ag̃st Thomas Wyn of Snow Hill of St Maries County & Elizabeth his wife, The Tenor of wch informāon followes in these words.

To the Gouernor & Councell in Prouinciall Court assembled.

St Maries Philip Caluert Esqꝫ Chancelor of this Prouince wch as well for the Lord Proprietary as for himselfe in tht behalfe followeth came here into Court of his sd Lordships before the Gour & Councell in Prouinciall Court assembled this Tenth day of Octobr 1665, And as well for his sd Lordship as for himselfe giues the Court aforesd to understand & bee informed, That whereas a Certaine Act of Assembly Begun att St Maries in the County of St Maries the 15th of Septembr 1663, It stands enacted by authority of the same Assembly, That noe prson whatsoeur shall trade barter, commerce, or game, wth any seruant, except hyred seruants, wthin this Prouince wthout Lycence first had & obteyned from his or her Master, Mistresse, Dame, or Ouerseers, under the Penalty of Two Thowsd pownds of Tob. To bee payd The one halfe to the Ld Propr & the other halfe unto the master of such seruants or true owners of such goods soe purloyned, gamed, & bartered for, when proued by sufficient wittnes, or Confession of the party, To bee recouered by Accōn of Debt, bill, plaint, or Informāon, Wherein Noe Essoyne Protection or Wager of Law to bee allowed, Yett the aforesd Thomas Wyn & Elizabeth his Wife uery little weighing the Act of Assembly aforesd nor in any way fearing the punishmt in the sd Act contayned after the publishing the sd Act, & before the day of exhibiting this Informāon to witt the 28th of [p. 85] August 1665, & diuers times both before & since, wth ffrank Indian & dyuers others of the slaues of Philip Caluert Esqꝫ bartered traded commerced for Ten poultry or Henns, ag̃st the forme of the sd Act in tht Case made & prouided, By wch the sd Thomas Wyn & Elizabeth his wife forfeited & lost Two Thowsd pownds of Tob. whereuppon the aforesd Philip Caluert, who followes as well for the Ld Propr as for himselfe prays the aduizemt of the Court in the premises, And that hee the sd Philip Caluert may haue the moiety of the forfeiture aforesd according to the forme & effect of the same Act of Assembly, As allso that the foresd Thomas Wyn & Elizabeth his wife may come here into Court to answere in & uppon the premises/

Writt issued to the sheriffe to haue the sd Thomas Wyn, & Elizabeth his wife to the Court tomorrow morning. Allso to haue Thomas Euans & Alexander Mulraine, seruants belonging to the sd Wyn, to testify &c: to morrow morning.

Liber F F John Norwood pl̄f
Thomas Hammond dēft } Withdrawne/

Henry Hudson pl̄f
ffrancis Pope dēft } Withdrawne.

John Hawkins &
Thomas Wills } pl̄fs
Raymond Staplefort dēft } Writt abates p^{r} mortem Wills.

Pope Aluey pl̄f
James Veitch dēft } Withdrawne

Mordocay Hammond pl̄f
Pope Aluey dēft } The pl̄fs Pet^{n} or Declarāon read. The dēft in answere pleads abatem^{t} to th^{e} writt for that th^{e} pl̄fs Pet^{n} is allso in his Brother Daniels name. But th^{e} pl̄f being his brother Daniels Guardian & soe allowed by th^{e} Court att New-Towne, as is manifested to th^{e} Court, under th^{e} Clerks hand, Putt to th^{e} Vote Whither the Writt abate or not? & Judged noe abatem^{t} by th^{e} maior Vote of th^{e} Board.

To proue th^{e} pl̄fs demand

Rob^{t} Beard sworne to th^{e} Deed produced, sayth, That hee saw it signed by th^{e} dēft And th^{t} th^{e} dēft did deliuer to th^{e} pl̄f eyther a Tyn Candlestick or Tyn ffunnell in part of deliuery of th^{e} whole Estate what was conteyned in that Bond or Deed or was therein mentioned.

John Beadle sweares th^{e} same, But positiuely th^{t} it was a Tyn ffunnell.

Will^{m} Cooke swears th^{e} same positiuely as Beadle/

[p. 86] W^{ch} being heard & seene, & by Court Considered, It is ordered that th^{e} pl̄f haue Judgm^{t} for Three Thows^{d} seauen hund^{d} pownds of Tob & Cask, according to th^{e} Deed, ag̅st th^{e} dēft, wth Costs of suite.

The pl̄f putts in his Bill of Costs, But six hund^{d} & ninety pownds of Tob is allowed by th^{e} Board, & noe more. Writt Exeq^{n} issued to sheriffe S^{t} Maries County to Leauy &c: according to th^{e} foregoeing order of Court.

Paul Marsh pl̄f
Pope Aluey dēft } Respited till next Prouinciall Court.

Edward Russell pl̄f
Marmad: Snowe Dēft } The pl̄fs Pet^{n} read, sues for a Cow & a Calfe. The dēft in answere sayth, Lett th^{e} pl̄f proue th^{e} Cow to bee his & hee will pay it p^{r}sently

Justinian Gerard in th^{e} Cause sworne sayth, That his ffather Thomas Gerard gaue th^{e} pl̄f that Cow now in question, And further th^{t} th^{e} s^{d} Cow was att th^{e} dēfts howse wthin this fortnight.

Ordered th^{t} th^{e} dēft deliuer the Cow, & an yeareling steere, belonging to th^{e} s^{d} Cow forthwth Liber F F

The pl̄f brought in his Bill of Charges, w^{ch} amounteth to Three hund^{d} & Ten pownds of Tob. w^{ch} is allowed by th^{e} Court

The Grand Jury came into Court & brought th^{e} Inditem^{t} against Raymond Staplefort, Endorsed (Billa Vera)

These p^{r}nts wittnes That I Richard Allen of th^{e} Citty of London merch^{t} doe hereby ordaine make constitute appoynt & putt in my place, Will^{m} Moffett of Virginia in th^{e} parts beyound th^{e} seas Planter, Moffetts Lr̄e of Attorney my true & Lawfull Attorney for mee & in my name & to & for my use, to aske demand, leauy, recouer & receiue all such debt & debts sum̃e & sum̃es of money as are to me due oweing or payable by any p^{r}son or p^{r}sons whatsoeuer in Virginia afores^{d} by bond, bill, booke specialty or by any other wayes or meanes whatsoeu^{r} or howsoeu^{r}, Gyuing & hereby graunting unto my s^{d} Attorney my full power & authority in th^{e} Exeqūuon of the p^{r}mises, And for mee & in my name to arrest, sue, imprison, & impleade all & euery such p^{r}son & p^{r}sons for all & euery such debt & debts, sum̃e & sum̃es of money as are to me due oweing or payable as aforesayd, And to recouer in euery such suite & suites & to sue out execūon & Execūons uppon euery such Recouery & recoueries according to th^{e} Lawes, And allso to acquitt, [p. 87] compownd for, & discharge th^{e} same, And all accōns suites Judgm^{ts} & exeqūuons th^{t} shall concerne th^{e} same, Attorneys one or moe in th^{e} p^{r}mises under him to substitute, & th^{e} same att his pleasure to reuoake, And further to doe, or procure to bee done all such other Lawfull & reasonable act & acts, thing & things, as shall bee needfull & expedient in or about th^{e} premises, in as large & ample manner and forme, in euery respect, as I my selfe might or could doe, if I were present, Ratifying & allowing all & whatsoeu^{r} my s^{d} Attorney shall Lawfully doe, or cause to bee done in or about th^{e} p^{r}mises by these p^{r}sents. In wittnes whereof I haue hereunto sett my hand & seale. Gyuen th^{e} sixth day of August Ãno dñi 1662, & in th^{e} ffowrteenth yeare of the Reigne of our Soueraigne Lord Charles th^{e} second by th^{e} Grace of God, of England, Scotland, ffrance, & Ireland King, Defendo^{r} of th^{e} ffayth &c: Richard Allen seale

Sealed & deliuered in
the p^{r}sence of Vs
Tho: Harwood
Jo^{n} Dunch

Will^{m} Moffett th^{e} Attorney of Richard Allen } pl̄f
Thomas Bowdell dēft

The pl̄fs Pet^{n} being Read, And his Account produced, Hee maketh Oath to his s^{d} Acc^{t} (Viz^{t}) That the Acc^{t} now shewen in Court is a iust acc^{t} (Errors Excepted) The dēft pleads

Liber F F hee will bee accountable, And desyres a Commis^{n} to Auditt th^{e} Acc^{t}, And if hee hath Assetts in his hands fownd of Stephen Clifton deceased, hee then shall bee willing to pay.

Ordered th^{t} M^{r} Richard Ewen & M^{r} Beniamin Rosier Audit th^{e} Acc^{t} ag̅st to morrow morning. Vid fol. 93.

The Court adiorned 'till tomorrow morning 9 a Clock.

Saturday 14th Octob^{r} 1665. All p^{r}nt as afore (Except M^{r} Edward Lloyd & M^{r} Henry Coursey)

The Grand Jury is dismissd. Raymond Staplefort Called to th^{e} Barre. The Presentm^{t} Read, w^{ch} is as followeth.

The Jurors &c: Doe present That about th^{e} 22th of Decemb^{r} 1664, Raymond Staplefort th^{e} day & yeare afores^{d} by fforce & armes seuerall Roomes of John Bayleys did enter, where noe Entry is gyuen
Presentm^{t} by Law: & Likewise on th^{e} 12th of ffebruary in th^{e} yeare afores^{d} seuerall goods & Chattles to the ualue of Twenty Thows^{d} pownds of
[p. 88] Tob then & there fownd ffelloniously did steale take & carry away Contrary to his L^{ps} Peace rule & dignity.

By Informãon of John Bayley.

The Prisoner pleads not guilty, And putts himselfe uppon his Country. The Bayle are acquitted from their Bond.

Sheriffes Returne writt Petite Jury.

fforeman
M^{r} Thomas Nottley
Cap^{t} Luke Gardiner
Joseph Horsley
Will^{m} Chaplaine
Gwy Whyte
Thomas Pagett
Will^{m} Cole
Toby Wells
Daniel Johnson
James Ringhould
Moses Stagwell
Abraham Rowse

All sworne. The Presentm^{t} Read againe/

The Complaynt of John Balley ag̅st Raymond Staplefort

About th^{e} 22th Decemb^{r} 1664 whillst John Balley was att S^{t} Maries to assist att a Jury, Raymond Staplefort att night caused a Boy his seruant called Humphrey Jones to enter att a window, whereof Two woodden Barrs had beene broken eyther by himselfe or by th^{e} s^{d} Boy, where the s^{d} Boy hauing entred, opened th^{e} Doore, (w^{ch} was fast shutt wth a spring Lock) unto th^{e} s^{d} Staplefort, who went in & tooke out sundry sorts of goods belonging unto th^{e} s^{d} Balley to th^{e} ualue of Twenty to Twenty fowre Thows^{d} pownds of Tob. or thereabouts, As allso all th^{e} s^{d} Balleys Bills & Bonds & some accounts, to th^{e} Import of aboue sixty Thows^{d} pownds of Tob. more, And th^{e} next morning th^{e} s^{d} Staplefort mended & nayled up againe the fores^{d} Two Woodden Barrs.

Likewise th^{e} 12th day of ffebruary att night, being Sunday, And th^{e} s^{d} Balley absent from home, The s^{d} Raymond Staplefort entred into th^{e} s^{d} Balleys Chamber, where Lay Three Greate Packs of

Liber F F

Drapery & other goods, wayting for an oppertunity to bee sent unto Capt James Neale in Patowmack ryuer (unto whom they were consigned) wch Packs of goods the sd Staplefort broke open that night & conueyed away all the goods wch were in them.

Allsoe the 18th day of March The sd Balley (uppon feare of being killed by the sd Staplefort) hauing remooued from his owne Plantāon, went to fetch his Chest & bedding & to carry them away, whereuppon the sd Staplefort seized on his ffeather bed Boulster & Rugge (wch allready were carryed to the Landing) & caused them to bee carryed into his Chamber uiolently detayning it, & will not restore it to the sd Balley, hauing made demand thereof, hee threatned to breake the sd Balleys pate/

John Balleys oath for the Lord Proprietary, sworne sayth,

That himselfe & Raymond Staplefort bought that their Plantāon together, That They were to pay equally for it, That the howse was diuided, That hee this Depont had one Chamber & Two shedds, & Staplefort the other part of the howse/

[p. 89] ffrancis Moggs Aged 30 yeares or thereabouts sayth uppon Oath, That on or about the 22th of Decembr last, being in the howse of Mr Raymond Staplefort & hearing by Report of some of the howse That Mr Balley was uppon occasion gone to St Maries, And this Depont being towards taking his rest and goeing in the Roome of tht part of the howse tht is allotted for Mr Balley to goe to Bed, hee fownd the outward doore shott, hee endeauoured to lift up the Latch & could not gett the Doore open, soe prsently uppon tht called, And Mrs Staplefort being wthinside of the Doore replyed, Hee could not come in as yett her husband being busey; And hee allso made answere, I should come in prsently, whereuppon this Depont looked through the window of Mr Balleys Hall, & saw him in the sd Balleys Clossett wch shutts wth a key. And further sayth hee asked Mr Staplefort to sell him some wine & kersey, Hee answered tht hee had none, & tht the Packs tht were in the Hall, were Mr Balleys, And further sayth tht hee the sd Staplefort told mee tht they had noe partnership in merchandizing, & further sayth not.

Thomas Boylson aged 30 yeares or thereabouts sworne sayth, That on or about the 22th of Decembr last, being att the howse of Mr Raymond Staplefort & Balley, Being att worke uppon the sd Plantāon, & finding my selfe not well, Taking the occasion to goe in of tht part of the howse tht was allotted for Mr Balley whereby to Lye downe uppon the Bed, Did heare att night Lying on my Bed Mr Staplefort knock uppon some of the Barrells & did as I could apprehend heare some kind of drinke run out of some of those Barrells into into some other Vessell. After hee had done, I did heare him rub his finger on some of the heads of the Barrells. And further sayth tht how hee knowes it was Mr Staplefort tht was in the Clos-

Liber F F sett, was, when ffrancis Mogge came to goe in, unto whom hee answered hee would open th^{e} Doore presently & was busey, hee would Lett him in by & by. And further sayth th^{t} hee saw great Packs of goods lying att M^{r} Balleys Beds foote whom by discourse hee asked whose goods they were & M^{r} Staplefort answered th^{t} they belonged to M^{r} Balley, & further sayth not/

Thomas Howe sworne sayth, That hee hath beene seuerall times att John Balleys howse & hath seene great Packs of Goods in his Roome, & Demanding whose they were? M^{r} Staplefort tould mee they were John Balleys, & th^{t} hee had noe interest in them, nor in any goods th^{t} came in eyther last yeare or this yeare, But only for th^{e} Plantāon & th^{e} things belonging thereto, & for th^{e} Vessell w^{ch} were in halfes betwixt them, & further sayth not.

[p. 90] M^{r} ffrancis Anketill aged 39 yeares or thereabouts sworne sayth, That in or about Nouemb^{r} I was desyred by M^{r} Balley wth M^{r} Collett to Arbitrate his & M^{r} Stapleforts accounts, betweene them, And they mett att my howse where wee did peruse th^{e} accounts, & desyred th^{t} wee might haue them in Our posses^{ns}, And th^{t} M^{r} Bayley deliuered in his acc^{ts} & in Brother Staplefort alleaging hee was not soe good a scrybe nor soe p^{r}fect in his accounts as M^{r} Bayley, sayd, That hee would not deliuer his account to noe man, but th^{t} hee would read them to us himselfe, whereuppon they begun to alleage what each other did disallow in their seuerall accounts, And th^{t} I did take a Coppey of th^{e} obiections th^{t} were not allowed of by Staplefort in M^{r} Balleys Acc^{t} & M^{r} Balley tooke a Coppey thereof, And all th^{e} other Articles were allowed of by M^{r} Staplefort, And th^{t} when they begun to dispute th^{e} cause betweene themselfes M^{r} Brother Staplefort alleaging th^{t} hee would not haue th^{e} Accounts of th^{e} Mannadōs in Tob. but in money sterling according to New England pay, And uppon this they began to discord aggrauating each other wth words, whereuppon wee sayd there was little good to bee done, & soe I rose from th^{e} Table & went forth of th^{e} doores, ffurther that being att my Brother Stapleforts howse I did see in th^{e} Hall dyuers Bayles of goods, w^{ch} my Brother Staplefort told mee were M^{r} Balleys, & further sayth not.

M^{r} Richard Collett aged 44 yeares or thereabouts, sworne sayth, That in or about th^{e} 21th of Nouemb^{r} It was desyred by M^{r} Staplefort & M^{r} Balley, That I & M^{r} Anketill would bee pleased to bee Arbitrato^{rs} betweene them, Where M^{r} Balley chose M^{r} Anketill & M^{r} Staplefort this Depon^{t}, And wee mett att M^{r} Anketills, where they produced their accounts, Amongst w^{ch} M^{r} Balley produced his acc^{t} Concerning accounts betwixt them Consisting of seuerall matters, In w^{ch} accounts M^{r} Staplefort did allow of all th^{e} Articles by th^{e} account produced w^{ch} this Depon^{t} did Crosse himselfe, And those th^{t} were uncrossed Staplefort did not allow of, w^{ch} Articles not allowed of or uncrossed M^{r} Anketill did take a Coppey of himselfe & M^{r} Balley did likewise take a Coppey thereof, & left th^{e} other wth M^{r}

Anketill uppon his Table. And M^{r} Balley likewise did produce a Liber F F former Account of th^{e} yeare 1662, That to th^{e} best of my Remembrance was Ballanced by M^{r} Staplefort & signed by him, In w^{ch} s^{d} account was made mention of th^{e} paym^{t} of Brigantines seruants & Cattle & Plantãon, And further sayth th^{t} about Nouemb^{r} last M^{r} Anketill went from my howse in Company wth mee to Court, & when th^{e} Court was ended I hauing some busines up th^{e} Riuer, M^{r} Anketill [p. 91] desyred mee in my returne to call for him att his Brother Stapleforts, to goe home along wth mee w^{ch} I did. And being there I went into th^{e} howse & there Lay Bayles of Canuas & Drapery, And I asked M^{r} Staplefort whose they were? And hee answered they were M^{r} Bayleys sent him out of New England, & further sayth not.

Elizabeth ffreeman aged 18 yeares or thereabouts sworne sayth, That when M^{r} Balley was att S^{t} Maries, M^{r} Staplefort being in his Bed in th^{e} morning & hearing as hee sayd a Tap drop in M^{r} Balleys Roome, Hee called one of his seruants named Humphrey Jones & bid him goe in att th^{e} window & open th^{e} Doore w^{ch} hee did. Then M^{r} Staplefort went in saying hee would see if all was well, Who came forth againe & shutt th^{e} doore, But whither hee brought any thing forth or noe this Depon^{t} knoweth not. ffurther the night before her mistresse calling her to come in, shee did not goe p^{r}sently, But when shee did goe The Doore was shutt, & endeauouring to open th^{e} doore her mistresse held th^{e} Doore & asking who was there? told her shee could not come in yett, And then was M^{r} Staplefort in M^{r} Balleys Clossett th^{t} shutts wth a key, But what hee did there shee knoweth not. ffurther this Depon^{t} sayth That M^{r} Staplefort called for nayles & caused th^{e} s^{d} window to bee mended, for feare any other should goe in. ffurther That on th^{e} Twelfe of ffeb. last being Sunday M^{r} Staplefort tooke a Chest of his out of M^{r} Balleys Roome where was then three packs of goods, But att night shee did see M^{r} Staplefort rip up & breake open th^{e} packs of goods w^{ch} were in th^{e} s^{d} Balleys Hall, shee then looking in att th^{e} window of th^{e} s^{d} Hall; & further sayth not

M^{r} Thomas Sprigge aged 35 yeares or thereabouts sworne sayth, That uppon th^{e} 15th ffeb. 1664 M^{r} Balley came to mee wth a warr^{t} from th^{e} Gou^{r} to make search for some of Balleys goods, th^{t} were gone out of his howse The next day M^{r} Balley & I went ouer to M^{r} Stapleforts howse & when I came there I asked his wife for him & shee tould mee shee did not know: yett afterwards shee went to th^{e} window & gaue mee a Letter th^{t} was there left for mee The Contents thereof was, That hee was gone abroad for 3 or 4 dayes. Then M^{r} Balley spoake to mee to doe my office & to make search for his goods & shewed mee a Little Roome. The Doore sodenly opened & out came M^{r} Staplefort & shutt th^{e} Doore after him & sayd What haue yo^{w} to doe wth Staplefort? I called him into th^{e} yard desyring him if it were possible to agree amongst themselues But it would not [p. 92]

Liber F F preuaile to know where th^e^ goods are & th^t^ hee ualued his hono^r^ more then his life. Then comming in againe M^r^ Balley asked him for his goods, His answere was th^t^ hee might goe looke them. Then Balley directed mee to th^e^ Doore where Staplefort came out. I asked Staplefort to open th^e^ Doore otherwise I would breake it open & shewed him my warr^t^ & then hee bid mee doe if I dare. Thereuppon I did open it & called M^r^ Balley in to see if any of his goods were there or noe, And hee did shew mee seuerall goods there of his. Afterwards Balley carryed mee to a great Chest in another Roome, But M^r^ Staplefort would not open th^e^ Chest. Then I broke it open & there fownd it full of Balleys goods. Then Balley asked Staplefort for th^e^ rest of his goods, But would not tell him. ffeb th^e^ 24^th^ Balley sent for mee to make further search in Staplefords Roome & fownd some in another Chest & some under his feather bed & some up in th^e^ Loft about th^e^ seruants Beds. And then hee sayd to Balley, Now there is all yo^r^ goods. But hee th^e^ s^d^ Balley replyed hee wanted more & his writings, & further sayth not.

M^r^ Will^m^ Roswell aged 28 yeares or thereabouts sworne sayth, That on th^e^ 13^th^ of March 1664 M^r^ Staplefort being my wifes Attorney and hauing three Bills of hers in his hands hee did receiue some Tob. of hers; soe afterwards th^t^ I was marryed to her, went to demand th^e^ Tob. th^t^ hee had receaued. Hee told mee I should have it where I pleased. It not being conuenient for my purpose, I desyred him th^t^ hee would lett mee haue some goods for th^t^ Tob. Hee tould mee hee had none, But M^r^ Balley had some, Telling mee th^t^ hee beleiued M^r^ Balley would lett mee haue what I would. Whereuppon M^r^ Staplefort spoake to Balley desyring him to furnish mee w^th^ such goods as I should haue occasion for; Promising to pay th^e^ s^d^ Balley what th^e^ s^d^ goods should amount unto. Soe this Depon^t^ tooke up to th^e^ ualue of 779^l^ Tob. And further sayth, That hee saw in a little roome a quantity of goods, as Cloath, Linnen, & woollen, shooes & stockins, sugar, & other goods, w^ch^ I asked M^r^ Staplefort whose goods they were? & hee answered me th^t^ they were M^r^ Balleys goods, for poore Staplefort had nothing, & further sayth not.

Elizabeth Holfhead aged 49 yeares or therabouts sworne sayth, That being aboard Sunderlands Vessell buying a quarter Cask of sack & other goods, I desyred M^r^ Sunderland to lett mee haue a quarter Cask of th^t^ w^ch^ was good. This sack is none of mine replyed hee [p. 93] but M^r^ Balleys, soe is th^e^ Cloath yo^w^ see here. ffurther That being att M^r^ Stapleforts howse, to uisitt his wife, M^r^ Staplefort desyred mee to come & drinke my mornings draught of Brandy. I told him I had drunke my mornings draught allready, & hee says th^t^ it was M^r^ Balleys & further sayth not.

Vppon dilligent search of th^e^ Records of Caluert Concerning such businesses as haue occurred, or hapned in my time betweene M^r^ Raymond Staplefort, & M^r^ John Balley, Doe find th^e^ s^d^ Staplefort &

Balley to haue bene equally interrested in a Plantāon & in a Vessell, Liber F F
And in other matters each one to haue acted in his owne name.

James Thompson Clerk

Being Askd of th^{e} Prisoner what hee had to say for himselfe that should bee deliuered to th^{e} Jury but nothing uppon oath, who deliuered some Bills of Lading & some other papers concerning their Trade w^{ch} were not read in Court.

The Jury went out, & after a good space returned Being Called all by their names giue in their Verdict by their fforeman, (Viz^{t}) Not guilty of th^{e} ffelony whereof hee stands indited.

The Prisoner standing uppon his Deliuerance, Proclamāon made, Noe one appearing, The prisoner Cleared.

Vppon th^{e} Auditing of M^{r} Will^{m} Moffetts his Acc^{t} to Stephen Vid fol. 87
Clifton Wee find it right cast up, & uppon th^{e} Ballance doe find due to th^{e} s^{d} Moffett the sum̃e of Thirty pownds ffowrteene shillings six pence allowing th^{e} s^{d} Clifton seauen farthings p^{r} pownd for 8731^{l} Receaued

Benj^{a} Rosier
Rich: Ewen

The Judgm^{t} & order of th^{e} Board is That th^{e} dēft Thomas Bowdell pay Thirty pownds ffowrteene shillings six pence sterl. to th^{e} pt̄f Will^{m} Moffett in Tob. att seauen farthings p^{r} pownd/

Thomas Clark called to th^{e} Barre. The Presentm^{t} Read, w^{ch} is as followeth Viz^{t}.

The Jury for th^{e} Right hon^{ble} th^{e} Lord Proprietary doe p^{r}sent Presentm^{t}
That Thomas Clark of th^{e} Resurrection manno^{r} in Caluert County uppon th^{e} 6th day of June 1665 did Two mares of th^{e} ualue of seauen thows^{d} pownds of Tob. of th^{e} goods & Chattles of Cuthbert ffenwick of S^{t} Cuthberts manno^{r} in th^{e} County afores^{d} uppon th^{e} manno^{r} [p. 94]
afores^{d} in th^{e} Corne feild of him th^{e} s^{d} Clark fownd, by discharging a Certaine Gun Laden wth Gunpowder & swan shott did in th^{e} Body wound, soe th^{t} of th^{e} s^{d} wownds th^{e} s^{d} mares did th^{e} same day dye, & other Enormities to him th^{e} s^{d} Cuthbert did doe, To th^{e} dammage of him th^{e} s^{d} Cuthbert, Ten Thows^{d} pownds of Tob. And Contrary to th^{e} peace of his L^{ps} rule & gouerm^{t}.

Sheriffe Returnes writt for Petite Jury & warned

fforeman
Stephen Hobbs
Marke Blumfeild
Henry Aspinall
Robert Cager
John Wahop
Will^{m} Tetarshall
George Newman
Will^{m} Allen
John Donstane
Peter Watts
Robert Perry
Thomas Robinson

All sworne The Presentm^{t} read againe.

The Prisoner pleads not Guilty, And putts himselfe uppon his Country.

Liber F F Thomas Gill aged 23 yeares or thereabouts sworne sayth, That hee fownd Two of M^r Cuthbert ffenwicks mares; & fownd in each of them one shott & th^e marks of seuerall other shott, but could not find them, & Likewise where they did Leape ouer th^e ffence hee fownd some Blood uppon th^e Rayles, of th^e s^d ffence in Clarks Plantãon & further sayth not.

John Hynyn aged 26 yeares or thereabouts sworne sayth, That hee saw Thomas Clark wth his Gun in his hands dryue Two of M^r ffenwicks mares out of th^e Corne ffeild, That hee heard Two Guns goe of & saw both th^e s^d mares bleeding, where th^e mares went ouer th^e ffence it was bloody, & rubbed ouer wth dirt, And th^t wthin Two howres after hee fownd both those mares Dead, & much Blood where they Lay, That hee saw Bristow shott taken out of them, & further sayth not.

Susan Hynyn aged 23 yeares or thereabouts sworne sayth, That shee did see Thomas Clarke take up his Gun from of th^e Grownd in his Corne ffeild & brought it to his howse th^t morning th^t th^e Two mares were fownd Dead. Afterwards Clarke asked this Depon^t whither a man might not shoote in his owne grownd? And th^t hee did shoote, further sayth not.

The Exãion of John Bogue taken before mee Thomas Sprigge this 10th of July 1665, sayth,

That some time in June last Cuthbert fenwick came to mee desyring mee to goe wth him & Looke uppon those mares w^{ch} hee heard were shott, And Comming to them wee fownd Two mares dead neare to Tho: Clarks Corne ffeild ffence. Both mares I did see opened & there fownd in them Two small shotts, (called Bristow shott) in th^e sides of th^e mares Bellys, And to th^e best of my Judgm^t I did see Blood uppon th^e ffence where they did say they came ouer & th^e Print of horses ffeete, both wthin & wthout th^e ffence where they did Leape ouer.

John Bogue

This examinãon was deliuered to th^e Jury but th^e exam^t being in th^e howse sick, was not taken & sworne to Viua Voce

[p. 95] John Ellis called to th^e Barre. Presentm^t Read (Viz^t)

Presentm^t The Jury for th^e Right hon^{ble} th^e Lord Prop^r doe p^{r}sent That John Ellis of Kitt Martins Poynt in S^t Maries County uppon th^e ffift day of July 1665 att West S^t Maries in th^e County afores^d wth fforce & armes one shirt of th^e ualue of Three shillings ffelloniously did steale Contrary to th^e peace of his s^d L^p his rule & dignity.

The prisoner pleads not guilty & putts himselfe uppon his Country.

John Cully examined uppon oath this 25th of July 1665, sayth, That John Ellis stole a shirt from him, & th^t th^e s^d Cully Challenged itt uppon his back, & further sayth not.

By me Philip Caluert

The marke of
John Cully

Martha Taylor sworne in open Court sayth That th^{e} shirt w^{ch} John Ellis stole from John Cully, The s^{d} Cully hath it againe, And further sayth That th^{e} shirt was afterwards fownd neere th^{e} howse where th^{e} s^{d} Ellis lyueth. Liber F F

The Jury went out.

The Court adiorned for an howre.

The Court mett againe

P^{r}nt Philip Caluert Esq Chancelo^{r} } Coll Will^{m} Euans
Mr Baker Brooke } M^{r} Thomas Trueman

The Petite Jury Returnes & bring in their Verdicts (Viz^{t})
On th^{e} Presentm^{t} of Thomas Clark (Guilty)
On th^{e} Presentm^{t} of John Ellis (Not Guilty)
The Jury dismissed, & all th^{e} other Juro^{rs}

Zachary Wade sworne sayth, That Elionor th^{e} wife of Edmund Lindsey is ready to bee brought a bed being uery greate wth Child, Hee Lying att th^{t} howse on Wednesday was seauennight last.

Daniel Johnson sworne sayth That Elionor th^{e} wife of Edmund Lindsey is uery neere her time to bee deliuered, And thereuppon uerily beleiues shee cannot come downe to this Court.

Thomas Bennett Came into Court & acknowledgeth a ffine to James Strowd & th^{e} heyres of th^{e} s^{d} James, of th^{e} one halfe or moiety of Three hund^{d} Acres of Land, That is to say one hund^{d} & ffifty Acres Lying or being in New Towne hund^{d}, on th^{e} west side of th^{e} Herring Creeke att th^{e} mouth thereof Commonly knowne by th^{e} name of Smootes Plantāon.

The Court adiorned by th^{e} Chancelo^{r} till Munday Morning 9 a Clock/

Munday 16 Octob^{r} 1665. All p^{r}nt as formerly on Saturday. [p. 96]

Henry Hare pl̄f } Respited 'till next Prouinciall Court
Jonathan Sybrey dēft }

Thomas Gerard pl̄f } The pl̄fs Pet^{n} being Read & th^{e} Deed or Lease
Richard ffoster dēft } therein mentioned produced in Court, The dēft in answere prefers this following Pet^{n}

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of th^{e} Prouince of Maryland in Prouinciall Court assembled.

The humble Pet^{n} of Rich: ffoster dēft ag̅st Tho: Gerard Complayn^{t} sheweth, That whereas th^{e} Complayn^{t} by his Deed bearing date th^{e} 20th day of ffebruary in th^{e} yeare of Our Lord God 1647

Liber F F did demise & to ffarme lett unto Nicholas Gwyther & Thomas Jackson their Executors & Adm̄istr̄ors one neck or parcell of Land wth one Island called by the name of St Margaretts Island Contayning in all seauen hund Acres of Land, To haue & to hold unto the sd Nicholas & Thomas their executors & assignes for & during the tearme of one and Twenty yeares from the ffeast of the Natiuity commonly called Christmasse wch was in the yeare of our Lord God 1643 & fully to bee compleate & ended, In wch sd Lease It is further expressed, That it is Lawfull for the sd Nicholas & Thomas to renew their sd Deed paying to the sd Thomas Gerard his heyres executors or assignes, One yeareling heifer ffine, & soe from one & Twenty yeares to one & Twenty yeares paying the aforesd ffine to the Worlds End: wthout molestāon or trouble of him the sd Thomas his heyres or assignes for the time being, as by the sd Deed (relāon thereunto had) by the originall & likewise remayning uppon Record in this honble Court more fully & att large it doth & may appeare.

Now soe it is, may it please yor honrs That the Complaynt meerely intending fraudulently to Eiect the dēft out of possesn of the premises & to depriue him of the Benefitt of the sd Deed according to the true intent & meaning thereof, unlesse by yor honrs graue Judgments releiued therein.

Hee therefore being unskillfull in the Law humbly desyres this honble Bench uppon Considerāon of the premises to Continue him in the possesn thereof according to the Tenor of the sd Deed wth Dammages & Costs of suite, And as in duty Bownd Hee will euer pray &c:

[p. 97] The pl̄f replyes, That the Land was Lett to Two of them, one whereof is since Dead, & the time of one & Twenty yeares is exspyred. The dēft answeres 'tis true, But Capt Nicholas Gwyther nominated in tht Deed, according to the Deed being yett lyuing Claimes Tytle.

Then putt to the Vote whither Gwyther had power to renew the Lease as the Case stands? But uppon motion hath formerly assigned all his Right & Tytle in tht Lease to Thomas Jackson mentioned allso in tht Lease wch hee is now not able to proue. The pl̄f desyres Respite 'till next Prouinciall Court to proue the same, wch was graunted.

Thomas Gerard Esqꝫ came into Court & owneth Willm Caluert Esqꝫ his Attorney att the next Prouinciall Court in this Cause, & accepted by him.

Thomas Gerard Esqꝫ pl̄f }
George King dēft } Compownded.

Thomas Gerard Esqꝫ pl̄f } The pl̄fs Petn Read. The dēft in answere,
Marmaduke Snowe dēft } Denyes the Acct, But sayth That hee is ready to allow & pay what is iustly due. The pl̄f then produceth his acct for 5034l Tob, Out of wch the dēft acknowledgeth 1646l Tob

due for sundry goods brought or receaued from th^{e} pl̄f, & denyeth th^{e} remainder of th^{e} Acc^{t}, And th^{e} pl̄f not prouing any part of th^{e} s^{d} Remaine Liber F F

It is Ordered th^{t} th^{e} pl̄f haue Judgm^{t} for th^{e} s^{d} sum̄e of one Thows^{d} nine hund^{d} ffowrty six pownds of Tob. wth Costs of suite.

The pl̄f prefers his Bill of Charges Viz^{t}.

To 9 dayes attendance for himselfe & wife att 30^{l} p^{r} die p^{r} p^{r}son	270
To Boate & 3 hands 9 dayes attendance	270
To Attorneys ffee	060
Ordered	600

Writt Execūon issued ag̃st th^{e} estate of Marmaduke Snow, for 2546^{l} Tob. according to th^{e} fores^{d} order, To th^{e} sheriffe of S^{t} Maries County.

Ordered That Thomas Clark find security to bee Bownd wth him th^{t} hee shall not misbehaue himselfe: & soe to Continue from Court to Court untill th^{e} next Prouinciall Court, And in Case hee find noe such security, Then to remaine in th^{e} sheriffs Custody.

To th^{e} Hon^{ble} th^{e} Leiu^{t} Grāll & Councell.

The humble Pet^{n} of Thomas Sprigge sheweth/That by uertue of [p. 98] a warr^{t} to yo^{r} Pet^{r} directed to search sease & keepe in my Custody such goods of John Balleys as he should direct mee unto or should come to my sight or knowledge, That were taken out of his & Raymond Stapleforts howse, w^{ch} was executed by yo^{r} Pet^{r} hee being then High Sheriffe of Caluert County, Now his humble request is that hee may bee discharged of th^{e} s^{d} goods not knowing to whom hee may lawfully & safely deliuer them. Humbly requesting th^{e} Judgm^{t} of th^{e} Court herein, & hee shall pray &c:

Ordered th^{t} Those goods in M^{r} Spriggs hand bee deliuered into M^{r} Charles Brooks hand, & there to remaine in his Custody untill John Balley & Raymond Staplefort doe both appeare together att the next Prouinciall Court, Each of them to shew their respectiue right & tytle thereto.

John Sicks pl̄f }
Rich: Smyth dēft } The pl̄fs Pet^{n} read. The dēft putts in his answere (Viz^{t}) My proceedings hath beene according to Law & Equity. The matter declared ag̃st mee is false & utterly denyed. The pl̄f owneth Will^{m} Caluert Esqꝫ his Attorney in this Cause.

Barnaby Edlow sworne sayth, That M^{r} Smyth in this Depon^{ts} hearing bid John Sicks marke Two hogsheads of Tob wth his th^{e} s^{d}

Liber F F Smyths mark & soe lett them Lye, wch hogsheads Sicks owed him the sd Smyth, & promised to him, & tht It was good Tob made & tendred by him this Depont & his Brother Joseph.

Joseph Edlow sweares the same uerbatim, made by him & his Brother.

Hugh Sherwood sworne sayth, That Those Two hogsheads were marked according to Mr Smyths order & appoyntmt, That hee saw one of those hogsheads weighed & tht the weight amounted to ffiue hundd & odde pownds grosse.

Mr Thomas Sprigge sworne sayth, That hee did serue an Execūon on the Body of John Six, for a Debt due to Mr Rich: Smyth, That Six after hee was this Deponts prisoner toald him hee had 2 hogsheads of Tob. ready for him & soe far preuayled wth this Depont as to pay Mr Smyth the remainder of the Execūon, Wch I promised him to doe, & to tht end wrote to Mr Smyth concerning those 2 hogsheads Six tould mee were ready, & tht I would pay him the sd Smyth the remainder afterwards. The uery same day tht Mr Smyth receaued my noate to tht purpose I saw him my selfe, & Mr Smyth certifyed mee tht hee had receiued tht noate by Stephen Hobbs, Mr Smyth telling mee then hee would haue it alltogether, [p. 99] But afterwards told mee, Hee was content to forbeare soe hee might bee sure of it all the next yeare. Afterwards Six asked mee, what hee should doe wth those 2 hogsheads? being Mr Smyth would not receaue them. To wch I gaue him noe Councell. Then Six fearing they might Lye uppon his hands desyred mee to dispose of them: But those tht I ordered to looke & ueiw them did not like them, & further sayth not/

Stephen Hobbs sworne sayth, That hee deliuered That noate of Mr Spriggs into Mr Smyths owne hands wch was writt to him in the pl̄fs behalfe, That Mr Groome receiued one hogshead in part of tht exeqūuon, weighing ffowre hundd & ffowre pownds neate, wch hee this Depont payd him.

One hh̄. recd & 2 hh̄. Tendred Putt to the Vote whither a good Tender yea or noe.

Chancelor good Tender
Gouernor idem
All the rest of the Board Contra
The pl̄f nonsuited.

John Ellis, Elizabeth Bennet, & Thomas Courtney Cleared by Proclamāon.

The Court adiorned till afternoone.

Munday afternoone 16th Octobr 1665. All prsent as afore

The Leiut Grāll informes the Court att the request of John Nicholds That there is Lying in his Tob. howse att West St Maries some hogsheads of Tob. & other water Cask belonging to John Hawkins much to his hinderance, And hee further sheweth & informeth th^{e} Court, How th^{t} hee profered th^{e} s^{d} Hawkins to carry or transport not only his s^{d} Tob. but th^{e} Vessell allso then under arrest, Prouided hee would putt in security to bee responsable for th^{e} same, & see her forth comming by a certaine time, w^{ch} th^{e} s^{d} Hawkins refused to doe. Liber F F

Ordered thereuppon th^{t} John Nicholds giue John Hawkins notice to fetch away his Tob & water Cask out of his Tob howse att West S^{t} maries wthin Ten dayes & to pay all Charges uppon th^{e} s^{d} Tob. otherwise the Tob. to bee throwen out of dores.

Raymond Staplefort pl̄f }
John Balley deft } Noe Returne/

Will^{m} Smyth pl̄f }
Samuel Reape dēft } Will^{m} Marloe acquainting th^{e} Court th^{t} hee was th^{e} deft Attorney, & Certifying th^{e} Court th^{t} th^{e} dēft was then sick & could nott attend this Court, desyres Respite 'till next Prouinciall Court, w^{ch} was graunted.

Cap^{t} Nicholas Gywther pl̄f }
Robert Stack dēft } To th^{e} hon^{ble} Gou^{r} & Councell. [p. 100]

The humble Pet^{n} of Cap^{t} Nicholas Gwyther sheweth, That whereas Rob^{t} Stack was committed as Prisoner into yo^{rs} Pet^{rs} Custody in th^{e} time of his sheriffalty th^{e} 29th of January 1661, That th^{e} 3^{d} day of July 1662 yo^{r} Pet^{r} deliuered th^{e} s^{d} Rob^{t} Stack into th^{e} Custody of Richard Willan sheriffe of this County of S^{t} Maries, That att th^{e} time of y^{r} Pet^{rs} of th^{e} s^{d} Rob^{t} Stack into th^{e} Custody afores^{d} Rob^{t} Stack stood indebted to yo^{r} Pet^{r} in th^{e} sum̄e of 1700^{l} Tob. w^{ch} is yett ūpayd to yo^{r} Pet^{r} for ffees of Imprisonm^{t}.

Hee therefore humbly prayes yo^{r} hon^{rs} to order yo^{r} Pet^{r} paym^{t} by th^{e} way of seruitude according to Act of Assembly in that case prouided, or otherwise shall seeme best for yo^{r} Pet^{rs} satisfaction And as in duty Bownd yo^{r} Pet^{r} will euer pray &c:

The dēft in answere to th^{e} pl̄fs Pet^{n} sayes, That hee is not of ability to satisfy what is demanded, by ffees.

Ordered th^{t} th^{e} dēft make satisfaction eyther by seruitude or other wayes, or else to remayne Close Prisoner in th^{e} Custody of the sheriffe of S^{t} Maries County, 'till hee th^{e} dēft satisfy th^{e} s^{d} ffees demanded.

The Court adiorned 'till tomorrow morning.

Twesday 17th Octob^{r} 1665. All p^{r}nt as afore/

To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell of Maryland in Prouinciall Court assembled.

The humble Pet^{n} of Marks Blumfeild sheweth, Liber F F That yor Petr hath a seruant named Willm Rudde now in the Custody of the High sheriffe of St Maries County, where hee hath continued a prisoner since Whitsontyde past to the dammage & losse of yor Petr in respect of the want of his sd seruice

Yor Petr therefore humbly prays uppon Consideraõn thereof that this honble Court will order him satisfaction by seruitude as in their graue wisdomes shall thinke most Conuenient & fitt in recompence of the same & yor Petr will euer pray &c:

Ordered uppon the pƚfs Petn tht Willm Rudde bee deliuered to the Petr his master to serue out the remainder of his time, And as to the dammages (as sheriffs ffees) That being payd & discharged the sd Rudde to satisfy tht allso by seruitude, unlesse otherwise agreed/

[p. 101] To the honble the Gouernor & Councell now sitting

The humble Petn of John Lawson sheweth,

That whereas yor Petr being Com̃anded to impanell a Jury of Enquest for the Veiw of John Dyatt deceased wth graue making & other expences amounting to the ualue of 309l Tob. Yor Petr humbly Craues order uppon the estate of the sd Dyatt if there bee any to pay the same; or otherwise to bee satisfyed as yor honrs shall thinke good & yor Petr shall euer pray &c.

To Beer & sugar 3 qrts before his Death	030
To the men that made his graue	060
To the Jury in drinke	060
To the Impanell of the Jury	120
To the Coroner	100
	390

Att a Jury of Enquest impanelled by John Lawson sheriffe & Coroner for the County of St Maries, to ueiw the Body of John Dyatt late of St Clemts Bay, fownd dead neare the Prouinciall Court howse att St Maries the 14th day of Octobr 1665, Doe find the Cause of his death to bee, Hee being sick & weake of Body & nature decayed in him by reason of his age & for want of Conuenient sustanance & Looking after & his Lying under a Cold Banck; was the Instrumentall Cause of his Death Wittnes our hands the 15th Octobr 1665/

Nicholas Gwyther
Richard Ewen
Benja Rosier
John Stansbey
Robert Lloyd
John Hollins
Willm Lawrence
Toby Wells
Vincent Attchison
Edward West
Richard ffoster
Philip Holleager
John Lawson sheriffe

Ordered tht the Estate of the Deceased (Lying in Mr Marmaduke Snows hands who was by Act of Assembly to pay the Deceased Corne & Cloaths, being his Last master) satisfy to the sheriffe of St Maries County the abouesd sum̃e of Three hundd & ninety pownds of Tob. in Cask.

Vppon th^{e} backside of an Attachm^{t} graunted 26th Aprill 1665, att th^{e} suite of Joseph Hooper agst th^{e} estate of James Jolley. Liber F F

Attatched of James Jollys estate in th^{e} hands of Zachary Wade this 6th May 1665 th^{e} sum̃e of nine hund^{d} sixty & nine pownds of Tob. for th^{e} use of Joseph Hooper. More attatched in th^{e} hands of Thomas Wentworth th^{e} 12th of May 1665 ninety fiue pownds of Tob. for th^{e} use of th^{e} afores^{d} Hooper. Abraham Rowse

Ordered to be Continued 'till next Prouinciall Court.

To th^{e} honb^{le} th^{e} Gouerno^{r} & Councell. [p. 102]

The homble Pet^{n} of Mary Bateman, Executrix of John Bateman Deceased, sheweth.

That shee hath fully adm̃istred uppon th^{e} estate of her husband John Bateman Deceased & that th^{e} Last Prouinciall Court shee did to usuall forme sett up her name att th^{e} Court Doore, Requyring all p^{r}sons concerned to come & make their Claime (if any they had) to any Debts due from th^{e} s^{d} estate or make obiections to her Acc^{t} in & uppon th^{e} s^{d} Estate att th^{e} then next Prouinciall Court, to bee deliuered, Since w^{ch} time none hath appeared nor doth appeare.

Wherefore yo^{r} Pet^{r} humbly prayes th^{t} this hon^{ble} Court will please to appoynt her Auditors to receiue & examine her Account & to order th^{t} uppon their allowance of her s^{d} Acc^{t} shee may haue her Quiety Est, And shee shall pray &c:

Ordered th^{t} th^{e} Pet^{r} sett up her name for Quietus est uppon th^{e} s^{d} Estate, And th^{t} Euery one bring their obiections into th^{e} secretaries office, It being noe busines of this Court.

To th^{e} hon^{ble} th^{e} Gou^{r} & Councell,

The humble Pet^{n} of Marmaduke Snowe sheweth,

That M^{r} Thomas Dent late sheriffe of S^{t} Maries County hauing Order & war^{t} to pay yo^{r} Pet^{r} one Thows^{d} pownds sterl. out of th^{e} Estate of M^{r} Thomas Gerard by extent of th^{e} moiety of any of th^{e} sayd Gerards Lands, or otherwise of his p^{r}sonall estate.

The s^{d} sheriffe hath not accordingly p^{r}formed, but left some of th^{e} s^{d} Lands unextended, & what hee hath extended is not to th^{e} ualue of yo^{rs} Pet^{rs} Debt, w^{ch} is to yo^{r} Pet^{rs} extreame dammage.

The p^{r}mises considered yo^{r} Pet^{r} humbly Craues yo^{r} hon^{rs} releife therein, & hee shall pray &c: Marmaduke Snowe.

Vppon this Pet^{n} Ordered th^{t} a new writt of extent issue out to extend some other or new parcell of Land in that Bayliwick, to satisfy th^{e} Remainder of th^{e} demand, That extent allready Layd not being full & compleate to satisfy th^{e} whole Debt of th^{e} Pet^{r}.

Liber F F To th^{e} hon^{ble} th^{e} Gouerno^{r} & Councell

The humble Pet^{n} of Thomas Dent, sheweth,

That yo^{r} Pet^{r} during his sheriffalty was imployed to arrest a Ves-
[p. 103] sell att th^{e} suite of Henry Hudson Contra Anderson/

The Charges thereuppon accrewing to &c: yo^{r} Pet^{r} humbly Craues this hon^{ble} Board to Ascertaine to th^{e} p^{r}ticulars hereafter mentioned/

To seruing th^{e} writt, Ext^{r}	50
To pressing 6 men to seize th^{e} Vessell	90
	140
To Henry Hyde undersheriffe, His & one man more attendance three dayes wth th^{e} Vessell.	

Vppon this Pet^{n} That acc^{t} of one hund^{d} & ffowrty pownds of Tob. & noe more is allowed by th^{e} Board/

All Businesse Ended The Leiu^{t} Grāll Adiournes th^{e} Court untill th^{e} first Twesday in January next Being the second Day thereof.

Here followes Certaine other things or Busines as ffines of Land, Entries of names for Quietus Est uppon Adm̄istrāons, Departure of th^{e} Prouince, &c: During th^{e} time of this Prouinciall Court.

Whereas

To be remembred that this 11th day of Octob^{r} 1665 Came to the Gouerno^{r} and Councell In Prouinciall Court Assembled Naucotamon one of the Great men of Mattawoman & desires to know what was the Gouerno^{rs} pleasure to doe wth his nac̄on (uizt) whether he would haue them Remoue further off into the woods or to remaine upon the land wher they now or lately liued, for they were ready to Obey his Com̄ands—

Whereupon the Gouerno^{r} desired the oponion of the Councell whether it were fitt to driue the s^{d} Indians further off or otherwise to Continue them still upon theire old habitac̄ons where they are wthin o^{r} Com̄and

And it was the Generall Opinion of the Board that it was most for the safety of the Prouince to Continue them neer us, as being more Vnder o^{r} Com̄and

[p. 104] And thereupon Ordered, That the Mattawoman Indians doe remaine vpon theire old plantac̄ons till further Order

And further it is Ordered that theire land be withall Conuenient speed layd out for them by Certaine meets and Bounds, within which noe English man shall take up any land

And forasmuch as the Generall peace and safety of the Prouince is more precious then th^{e} priuate Conuenience of any perticuler persons w^{t}soeuer It is allsoe Ordered that no English man shall seat Liber F F for the future in any place wthin three miles of the Indians in Charles County wthout Express Order of the Gouerno^{r} & Councell first had and Obtained upon paine of twelue months imprisonm^{t} to euery Person that shall soe seat—

Comand Daniel Jenifer of S^{t} Marys gen^{t} That Justly &^{c}: he keepe wth Thomas Smyth marriner the Couenant &^{c}: of One thowsand acres of land wth the Appurtenances Called th^{e} strand lying on the Easterne Shore in a riuer there Called Pocamoke on the west side of the s^{d} riuer beginning att a marked Oke &^{c}—

Philip Caluert

And the Agreem^{t} is such that the said Daniel Jenifer haue Acknowledged the aforesaid One thowsand acres of land wth the Appurtenances to be the Right of the said Thomas Smyth as those which the said Thomas Smyth hath of the Guift of the said Daniel Jenifer, and the same he haue remised and Quitt Claimed from him and his heires to the aforesaid Thomas Smyth and his heires for Euer, And further the said Daniel Jenifer haue granted for him and his heires that hee will warr^{t} to the aforesaid Thomas and his heires the aforesaid One thowsand acres of land wth the Appurtenances Against him the said Daniel Jenifer and his heires For Euer, And for this Recog- [p. 105] nic̄on Remission Quitt Claime fine & Concord The said Thomas hath Giuen unto the said Daniel Jenifer the sum̄e of seauen Thowsand pounds of Tobacco in Caske. Daniel Jenifer

28 3:m 65

Acknowledged in Open
Court 14th Octob^{r} 1665
Philip Caluert

Know all men by these p^{r}sents That I John Powick of Charles County in the Prouince of Maryland Gen^{t}, for and in Considerac̄on of the somme of seauen thowsand pounds of tobacco and Caske (Three thowsand pounds of good Tobacco and Caske to be paid to the said Powick his heires or Assignes this p^{r}sent Crop and fowre thowsand pounds of Good tobacco & Caske to be paid to the said Powick his heires or Assignes att or upon the 10th day of October 1666, for which sum̄es good Caution is giuen to the said Powick for paym^{t}) haue giuen granted alienated Bargained sold Enfeoffed and Confirmed and by these p^{r}sents doth giue grant alien Bargaine sell Enfeoffe and Confirme unto Thomas Boylstone and Thomas How dwelling in the Prouince of Maryland, all that p^{r}cell of land being One thowsand acres Called Powicks ridge lying scituate and being in Talbott County on the north side of Choptanck riuer upon a Ridge att the head of a Creeke called Bullen Brooke beginning att a marked

Liber F F Oke being a bounded tree of the land laid out for Andrew Skinner and running for breadth North North East 400 perches to a marked Oake bounded on the north by a line drawne West North West from the said Oke 400 acres on the west by a line drawne South South West from the end of the west north west line 400 perches from the south by a line drawne East South East from the end of the south south west line 400 perches unto the first markt Oake on the East by [p. 106] the first No: No: East line To haue & to hold the said Thowsand acres of land unto the said Thomas Boylstone and Thomas How their heires Executors Administrato^rs^ or Assignes for Euer w^th^ all proffitts & Comodities whatsoeuer according to the tenure of the grant pattent, And the s^d^ John Powick for himselfe his heires Executo^rs^ or Admist^rs^ and euery of them by these p^r^sents that they the said Thomas Boylstone and Thomas How theire heires Executo^rs^ Administrato^rs^ or Assignes shall and may lawfully peaceably and quietly make use of Occupy possess and Enjoy the said land and euery part and parcell thereof w^th^out any euiccōn Interruption molestacōn or disturbance w^t^soeuer off or by the said Powick his heires &^c^: And the said Powick his heires &^c^: doe by these p^r^sents And shall or will for Euer warrant & defend the sale of the said land unto the said Thomas Boylstone and Thomas How theire heires &^c^: from any p^r^son or p^r^sons whatsoeuer laying Claime to it hereafter, In wittnes whereof I haue hereunto sett my hand and fixed my seale this 12^th^ day of October in the yeare of Our Lord God 1656

Signed sealed & deliuered John Powick Seale
In the p^r^sence of Vs
Jn^o^ Ferebee
Barthōemy DeVaconsains

Memorand^m^ the date of the abouesaid Conueyance in the yeare was writt att length in words thus One thowsand six hundred fifty six—

By Consent and att the instance of both persons the abouesaid Conueyance was brought in the Office w^th^ request it may be recorded By mee Daniel Jenifer

Com̄and Philip Caluert Esq; And Anne his wife that Justly &^c^: they keepe w^th^ Richard Loes of Rappahannock gent. the Couenant &^c^: of one thowsand acres of land lying & being in Baltemore County in the Prouince of Maryland Called by the name of the Groue.
Charles Caluert.

[p. 107] And the Agreem^t^ is such that the said Philip Caluert And Ann his wife haue acknowledged the aforesaid One thowsand acres of land w^th^ the Appurtenances to be the right of the said Richard Loes as those which the said Richard Loes hath of the guift of the said Philip Caluert and Anne his wife, And the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Richard

Loes and his heires for euer, And farther the s^{d} Philip Caluert and Liber F F
Anne his wife haue granted for them and theire heires that the will warrant to the aforesaid Richard Loes and his heires the aforesaid One thowsand acres of land wth the Appurtenances ags^{t} them the said Philip Caluert and Anne his wife and theire heires for Euer And for this Recognicōn remission quitt Claime fine and Concord the said Richard Loes hath giuen to the said Philip Caluert and Anne his wife the sum̃e of fifty thowsand pounds of tobacco—

Acknowledged in Open Court
by Philip Caluert Esq this
17th day of Octob^{r} 1665
Daniel Jenifer Cl̃ke
Acknowledged by Anne Caluert Eodem die
Charles Caluert

Philip Caluert
Anne Caluert

Comand Zachary Wade of Charles County in the prouince of Maryland and Mary his wife that Justly &^{c} they keepe wth W^{m} Leedes of Talbott County the Couenant &^{c}: of ffowre hundred acres of land Called Wades Poynt lying in Talbott County in the Prouince aforesaid wth its appurtenances.
Charles Caluert

And the Agreem^{t} is such that the s^{d} Zachary Wade and Mary his [p. 108]
wife haue acknowledged the aforesaid ffowre hundred acres with the Appurtenances to be the right of the s^{d} W^{m} Leedes as those which he the said W^{m} Leedes hath of the guift of the said Zachary and Mary his wife, And the same they haue remised and quitt Claimed from them and theire heires to the aforesaid W^{m} Leedes and the heires of the said W^{m} Leedes for euer And further they the said Zachary Wade and Mary his wife haue granted for them and the heires of the said Zachary and Mary his wife that they will warrant to the aforesaid W^{m} Leedes and the heires of the said W^{m} the aforesaid ffowre hundred acres wth the Appurtenances ags^{t} them the said Zachary Wade and Mary his wife and the heires of them the s^{d} Zachary and Mary for Euer, And for this Recognicōn Remission Quitt Claime fine & Concord, the said W^{m} Leeds hath giuen to the aforesaid Zachary Wade and Mary his wife the sum̃e of ffiue thowsand pounds of tobacco and Caske—

Capt^{a} et recognito Coram
mee 12th Octob^{r} 1665
Charles Caluert

Zachary Wade
the marke of
Mary **M** Wade

Comand W^{m} Hatton of S^{t} Marys County in the Prouince of Maryland and Elizabeth his wife that Justly &^{c}: they keepe wth W^{m} Leeds of Talbott County the Couenant &^{c}: of ffiue hundred acres of land Called Haddon lying on the East side of Chesepiake Bay in Talbott County aforesaid in the Prouince afores^{d} with it's aptñces &^{c}:
Charles Caluert

Liber F F [p. 109] And the Agreem^{t} is such, that the said W^{m} Hatton & Elizabeth his wife haue acknowledged the aforesaid ffiue hundred acres of land wth it's appurtenances to be the Right of the said W^{m} Leeds as those w^{ch} the said W^{m} Leeds hath of the Guift of the s^{d} Will^{m} Hatton and Elizabeth his wife, and the same they haue Remised and Quitt Claimed from them and theire heires to the aforesaid W^{m} Leeds and the heires of the said W^{m} Leeds for euer and further the said W^{m} Hatton and Elizabeth his wife haue granted for them and the heires of the s^{d} William the aforesaid ffiue hundred acres of land wth the appurtenances ags^{t} them the said W^{m} Hatton & Elizabeth his wife and the heires of the said W^{m} for Euer, And for this Recognicõn Remission Quitt Claime fine & Concord the said W^{m} Leeds hath giuen to the aforesaid W^{m} Hatton and Elizabeth his wife the sum̃e of ffiue thowsand pounds of tobacco & Caske—

Cap^{ta} et Recognito Coram
me 12th of Octob^{r} 1665
Charles Caluert

Witt Hatton
the marke of I Eliz: Hatton

Cecilius &^{c}: To Captaine William Boreman & William Marshall gen^{t} Greeting whereas Our writt of Couenant dependeth in Our Prouin^{all} Court betweene Tho: Simpson and his wife and John Smyth, and for a fine to bee thereof leauyed betweene them before Our Gouerno^{r} and Councell in the said Court according to the law and Custome of this Prouince, and the said Thomas Simpson and Elizabeth his wife as wee are informed are soe weake that they are not able wthout great danger of their Bodyes to trauayle to S^{t} Marys by the day Contained in the said writt to make the acknowledgm^{ts} which [p. 110] are requisite to be made in that behalfe, Wee tendring the Estate of the said Thomas and Elizabeth in this behalfe hath giuen yo^{w} or any of yo^{w} power to take the acknowledgm^{ts} which the s^{d} Thomas and Elizabeth will make before yo^{w} or any of yo^{w} of the p^{r}misses, And therefore wee Com̃and yo^{w} that goeing in p^{r}son to the said Thomas and Elizabeth yo^{w} take theire acknowledgm^{ts} and when yo^{w} shall haue taken them yo^{w} Certifye the same distinctly and plainely to the said Gouerno^{r} and Councell under yo^{r} seales or any of yo^{w}, that then the s^{d} fine betweene the said partyes of the p^{r}misses may be leauyed before the said Gouerno^{r} and Councell in the said Court according to the law & Custome of this prouince sending to the said Court this writt, Wittnes Our deare sonne & heire Charles Caluert Esq Our Leiutenn^{t} Gener^{ll} of Our said Prouince of Maryland this 25th day of August 1665— Charles Caluert

Com̃and Thomas Simpson & Elizabeth his wife that Justly &^{c}: they keepe wth John Smyth of S^{t} Marys the Couenant &^{c} of ffiue hundred acres of land Called Simpsons Supply wth the Appurtenances &^{c} lying in S^{t} Marys County— Charles Caluert

And the Agremt is such that the said Tho: Simpson and Elizabeth his wife haue acknowledged the said ffiue hundred acres of land wth the Apurtenances to be the right of the said John Smyth as those wch the said John Smyth hath of the Guift of the said Thomas Simpson and Elizabeth his wife, And the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Jno Smyth and the heires of the said John Smyth for Euer And for this the said Thomas Simpson and Elizabeth his wife haue granted for them and the heires of the said Thomas that they will warrant to the aforesd John Smyth and the heires of the said John Smyth the aforesd Tenements wth the Apurtenances agst them the said Thomas Simpson and Elizabeth his wife and the heires of the said Thomas for euer, And for this Recognicōn Remission Quitt Claime fine & Concord the said John Smyth hath giuen to the said Thomas Simpson Six thowsand pounds of tobacco Liber F F [p. 111]

Thomas Simpson
Elizab: Simpson

Taken and acknowledged before Vs
this 28th day of August 1665
William Boarman
the marke of
William ℒ Marshall

An Appraysmt of such Goods and Chattles as (by uertue of an Execucōn agst Mr Thomas Gerrard &c: bearing date the 7th day of October 1664) Were Executed & brought to the knowledge of the Appraysers sum̄oned & sworne the 17th day of Nouember 1664 the Appraysers being Mr Wm Smyth Mr Richard ffoster Mr Jno Shancks and Mr James Martin the perticulers following being apprased the 17th and 18th dayes of the aforesaid month att Mattapeny–uizt

Eight sowes att 150 p̄ peece	1200
2 barrowes	300
2 shoates at 60℔	120
14 piggs att 25	350
One Barrow	150
In the upper yard howse 180 gallons of licquor att 4℔ p̄ gallon in Caske	720
In the Pare Orchard howse 240 gallons of licquor att 4℔ p̄ gall̄	960
In the lower syder howse 160 gall̄ of licquors att 4℔ p̄ gall̄	640
In the same howse 240℔ gallons of licquors att 6℔ p̄ gallon	1440
23 empty hh̄ds for tobacco	520 [p. 112]
A parcell of hh̄ds staues and heading	100
A parcell of barrill staues & heading	200
3 sowes att 150℔ p̄ sow	450
5 smaller hoggs	500

Liber F F

4 shoates att 30℔	120
1 pigg–10℔	10
2 young bulls & one yearling stere calfe	500
6 Cowes att 500℔ p̄ Cow	3000
1 young steere	400
1 parcell of English graine	450
A horse mill wth Apurtenances	4500
One seru^{t} uiz John Dyatt	14
a gunn	150
a seru^{ts} bed & Couering	60
1 bedsted and old table frame	30
1 grindstone	40
a stoole w^{h} a back	2
A Corne Cradle old Cart & wheeles	200
a parcell of empty Cask drinke	200
two old Cannues	80
	17406

the neat produce is 10798℔

	℔ s d
the aboues^{d} sume of seauenteene thowsand ffowre hundred & six pounds of tob: being uallued and apprased at 1^{d}½ ^{ob} p̄℔ is	108 : 15 : 9
The neat produce of the Crop of tob: Rent Leauys &^{c}: being deducted uallued & apprased att 1^{d}½ p̄℔	67 : 9 : 9
The produce of the Crop Indian Corne is uallued & apprased (Charges in gathering being deducted) att 60℔ tob: p̄ barrill tob uallowed as before at 1^{d}½ ^{ob} p̄℔ it being 3760℔	13 : 17 : 6
Errors Excepted	£190 : 3 : 0

[p. 113] The perticulers here before Apprased amounting to One hundred & Eight pounds fifteene shillings & nine pence together wth tobacco at three halfe pence p̄ each pound and 60℔ tob: p̄ each barrill of Corne allowing three halfe pence p̄ pound for tobacco as before, Wee doe giue in as true and Just appraysment according to Our Oathes taken in that respect as wittnes Our handes this 18th day of Nouember Anno Domini 1664—

William Smyth
Rich^{d} W ffoster
John Shanckes
James Martin

An Appraysm^{t} of Goods and Chattles made the 21th Nouemb^{r} 1664 p̄ M^{r} John Piles Capt^{t} W^{m} Boarman Thomas Simpson and

Samuell Dobson Apprays^{r}s uppon Oath Att the Plantac̄on of M^{r} Tho: Gerrard Called Westwood–(Vizt) Liber F F

2 bulls 3 yeares old or thereabouts	500
3 steers 3 yeares old	1100
2 steers 2 yeares old	550
9 yearlings	1200
7 Cowes att	3500
1 heifer 2 yeares Old	250
3 young Caues	300
1 frying pann and spitt	35
2 old Augers 1 hatchett 1 Adds 1 drawing knife	40
4 trayes 2 woodden Bowles 1 payle 1 Cheese fatt 2 strayner 2 spoones	50
3 peces of Old pewter	20
1 Iron pestle	40
1 great earthern Jugg and pott Crackt	10
1 Couch 1 table 1 bedsted 1 old Chest	200
1 meale tray 2 wash tubbs 1 forme 1 old Iron pott and hoockes	40
2 sifters 2 books 1 ps of a bible	40
3 old blanckitts & one sea bed	30 [p. 114]
4 Iron wedges	60
12 piggs	240
10 sowes & One Barrow	1600
6 shoates att 480	480
5 shoates att	250
5 old tob hhds untrim'd	50
	12085

The aboue sum̄e of twelue thowsand Eighty and fiue pounds of tobacco is uallued at 1^{d}½ p̄ pound w^{ch} is in mony sterling	75: 10: 7½	
The neat produce of the Crop of tob: rent Leauys &^{c}: being deducted is uallued and Appraysed att 3 halfe pence p̄ each pound	26: 19: 4½	4315^{lb} net tob.
The produce of the Crop of Indian Corne being 9 barrills is uallued & Appraysed Charges in gathering being deducted att 70$^{℔}$ p̄ barrill uallued at thre halfe pence p̄ ℔ is I say p̄ barrill	3: 18: 9	
p̄ 318$^{℔}$ porke att 2^{d}¼ p̄$^{℔}$ is	2: 19: 7½	
	109: 8: 3½	

The perticulers herein menc̄oned & appraysed amounting to seauenty fiue pounds tenn shillings seauen pence halfe peny together wth

Liber F F the Crop of tob: att three halfe p̄ each pound and seauenty pounds of tob: for each barrill of Corne allowing for tobacco as before (uiz) 1d½ob p̄ ƚ wee doe giue in as a true & Just Appraysmt uppon Our Oaths taken in that respect as wittnes Our handes this 21th of Nouembr 1664

Errors in accompting excepted
John Pille
Wm Boarman
Tho: Simpson
Sam̄: Dobson

February 25th p̄ three hundred and Eighteene pounds of Porke uallued and appraysed at 2d¼ p̄ƚb p̄ Vs
Wm Boarman
the mā of
John ƗB Bowling

Executed and Apprayse to the sattisfying a Judgmt for One thowsand pounds sterling by Mr Marmaduke Snow agst Tho: Gerrard March the 22th One thowsand six hundred sixty ffowre (Vizt)

[p. 115]

150 gallons liqr in Caske att 7d½ p̄ gall̄	4: 13: 9
14 gallons ditto att 4d½ p̄ gallon	0: 5: 3
a buckett	0: 1: 6
4 ladders	0: 5: 0
a parcell of Coopers Tooles	1: 4: 0
a parcell of sasafrax	0: 10: 0
	6: 19: 6

These perticulers aboue menconed amounting to six pounds nineteene shillings six pence wee doe giue in as a true and Just appraysmt to the best of Our Judgmts and skill as wittnes Our handes the day and yeare aboue menconed—
Wm Barton
Wm Rosewell
the mā of
Rich̄: W ffoster

Receiued the Contents wthin menconed amounting to six pounds nineteene shillings six pence in part of the said Judgmt as wittnes my hand this 25th of March 1665— Marmaduke Snow

Persons that sett up theire names this Court of Octobr

Mary Bateman for a Quietus Est on the estate of John Bateman Esqꝫ deceased not underwritt

Guy White for Quietus Est on the Estate of John Brimstone
Vnderwritt by Docter Barber for 150ƚ tob: but since sattisfyed as the said Barber did declare—

Henry Tripp declares for England this yeare not underwritt

Thomas Simmons declares for England this yeare not underwritt

Richard Taylor declares for England this yeare Liber F F
not underwritt

Edward Hoskins and Miles Jenkinson declares for England this yeare
Vnderwritt by Richard Collett but afterwards sattisfacc̄on made as by the said Collett was declared—

Herculus Hayle declares for England not und^{r}writt

Know all men by these p^{r}sents that I Jn^{o} Edmondson and Sarah [p. 116] my wife of the County of Talbott in the prouince of Maryland haue made Ordained and Constituted and by these p^{r}sents doe make Ordaine & Constitute and fully impower Our Trusty freinde Daniel Jenifer Our Attorney in Our behalues to make sale and giue Assurance of the sayles for 2 parcells of land lying upon the Clifts fiue hundred acres to Tho: Preston and two hundred and twelue acres according to pattent unto Absolon Cauant from Vs Our heires or Assignes to them theire heires or Assignes for euer, And what soeuer Our said Attorney shall doe or Act in the premisses Wee doe Engage Vs Our selues Our heires Admst^{rs} or Assignes to allow of and shall stand good in all intents and purposes whatsoeuer as if I wee were p^{r}sent as wittnes my hand this 16th of the 3d month Called May 1665—

Wittnes
James Shacklady
the marke of
Francis ff A Armstrong

John Edmondson Seale
the marke of
Sarah S Edmondson Seale

Com̄and John Edmondson in the Prouince of Maryland merch^{t} and Sarah his wife that Justly &^{c}: they keepe wth Absolon Couant Marryner the Couenant &^{c}: of two hundred & twelue acres of land lying upon the Clifts in Caluert County in the Prouince aforesaid &^{c}—
Philip Calvert

And the Agreem^{t} is such that the said John Edmondson and Sarah his wife haue acknowledged the aforesaid Two hundred acres of land wth its appurtenances To be the right of the said Absolon Couant as [p. 117] those which the said Absolon Couant hath of the Guift of the said John Edmondson and Sarah his wife, and th^{e} same they haue remised and quitt Claimed from them and theire heires to the aforesaid Absolon Couant and the heires of the said Absolon Couant for Euer, And farther the said John Edmondson and Sarah his wife haue granted for them and the heires of the said John that they will warrant to the aforesaid Absolon Cauant and the heires of the said Absolon th^{e} aforesaid Two hundred & twelue acres wth the Aptn̄ces against them the said Jn^{o} Edmondson and Sarah his wife and the heires of the said John for Euer, And for this Recognic̄on remission Quitt Claime Fine & Concord the said Absolon Couant hath

Liber F F giuen to the aforesaid John Edmondson & Sarah his wife the sum̄e of ffiue thowsand pñds of tobacco in Caske

Taken and Acknowledged
In Open Court
Philip Calvert

Daniel Jenifer
$28\frac{3}{m}65$
The Attorney of the aboue said Jn° Edmondson and Sarah his wife as by a power giuen him
p̄ Contra

Know all men by these prsents that I Richard Watson of Charles County in the prouince of Maryland planter doe Constitute & appoynt my trusty & well beloued freinde Abraham Rowse of the same Prouince merchant my true & lawfull Attorney for to make Ouer unto Wm Cross and Thomas Hensall a parcell of land of two hundred and fifty acres more or lesse, as more at large will appeare by a Certifficate from undr Mr Jn° Lewgers hand deputy surueyr taken up by the abouesaid Watson in St Marys County Ratifying & Confirming all that my said Attorney shall doe herein as if I were there prsonally present

Testes Francis Pope
Ro: Conant

Wittnes my hand 30th Septembr 1665
Rich: Wattson

[p. 118] To the honble the Leiutennt Generall
January 16th 1664

Laid out for Richard Wattson of this prouince plantr a parcell of land in st Marys County Called Wattsons Choice lying in the woods, adjoyning to the land of Edwd Swann Called Eagleton, beginning att a bounded White Oake the bound tree of the said Edwd Swan and John Compton and running west by a swampe side the length of One hundred twenty fiue perches to a bounded Oake bounding on the west by a line drawne south from the said Oake for the length of three hundred & twenty perches to a bounded oke on the south by a line drawne East from the end of the former line One hundred twenty fiue perches to a bounded Oke standing in the line of the said Edwd Swann on the East wth the said Swans land on the north wth the said west line, Containing and now laid out for Two hundred and fifty acres more or lesse

John Lewger
dept surueyr

On the back side writ thus

I Abraham Rowse Attorney of Richard Wattson doe by Vertue of the said Letter of Attorney Assigne ouer this suruey unto Wm Cross & Thomas Hensall theire heires or Assignes for Euer as wittnes my hand this 13th day of Octobr 1665 Abraham Rowse

Acknowledged in Open Court
Daniel Jenifer Clke

Know all men by these p^{r}sents that I Nicolas Gwyther of S^{t} Marys Liber F F County in the Prouince of Maryland gen^{t}: doe hereby Constitute and Appoynt my Louing freinde Abraham Rowse of Charles County in the abouesaid Prouince merchant my true & lawfull Attorney, for mee and in my name for to Confirme unto Geo: Newman of Charles County abouesaide a parcell of land of three hundred acres more or less as more at large will appeare, by an Indenture from und^{r} my hand and seale bearing date the two & twentyth of Septemb^{r} 1665, Rattifying and Confirming all that my said Attorney shall lawfully Verte doe giuing my said Attorney full power and Authority to Constitute [p. 119] & appoint any Other Attorney if he shall see Cause, Allowing w^{t} my abouesaid Attorney shall doe in the premisses abouesaid as if I were there p^{r}sonall p^{r}sent as wittnes my hand this 18th Septemb^{r} 1665 I say & seale, interlined the words (& other Attorney) in the 13th line before signed or sealed Nicholas Gwyther

Testes
John Mettcalfe
the marke of
Robert Owins

This Indenture made the 22th day of Septemb^{r} 1665 Betweene Cap^{t} Nicholas Gwyther of S^{t} Marys County Gen^{t}. in the Prouince of Maryland of the One party And George Newman of Charles County in the same Prouince Plant^{r} of the other party Wittnesseth that the said Nycolas Gwyther for & in Consideracc̄on of the quantity of three thowsand two hundred p̄nds of Tobacco and Caske in hand paid before the Ensealing and deliuery hereof by the said George Newman whereof & wherewth the said Nic^{o} Gwyther doth acknowledge himselfe sattisfyed Contented & paid and thereof and euery part and parcell thereof, doe acquitt & discharge the said George Newman his heires Executors and Administrato^{rs} & euery of them by these p^{r}sents as allsoe for diuers other good Causes and Consideracc̄ons him hereunto mouing, Haue granted bargained & sould Assigned & sett Ouer and Confirmed & by these p^{r}sents doe fully Clearely and Absolutely Grant Bargaine Sell Assigne Sett Ouer and Confirme, unto the said George Newman his heires Executo^{rs} Administ^{rs} and Assignes all that parcell of land scituate lying & being in Charles County aforemenc̄oned lying on the north side of Potomacke riuer neer M^{r} Neales back Creeke and bounding on the south wth the said riuer and Creeke, on the west wth a line drawne from a Marsh in the said riuer Called white oke marsh north into the woods for the length of one hundred & twenty perches On the north wth a line drawne East from [p. 120] the end of the former line into the woods for the length of ninety perches on the west with a line drawne south and by west from the end of the former line untill it falls into a branch Called Simkins branch Contayning and now laid out for One hundred acres more or less, Adjoyning One Hungerfords land formerly in the possession

Liber F F of John Ward and now in the possession of John Morrice, More laid out One hundred acres more or lesse for John Slingsbey adjoyning upon the abouesaid Simkinsess land formerly in th^{e} poss̄on of the abouesaid Nic^{o} Gwyther and now in the possession of the aboues^{d} George Newman, More laid out for Humphery Howell a parcell of land lying on the north side of Potomack Riuer and bounding on the north wth the land of Thomas Petite on the north wth the land of Thomas Mitchell on the west wth the said riuer on the East wth a line drawne south from the head of Conneys branch untill it intersect a parralell drawne from the land of the abouesaid Petite Contayning and now laid out for One hundred acres more or less and adjoyning to the abouesaid Petites land formerly in the possession of Jn^{o} Gwy and now in the possession of Peter Carr, And being in all Three hundred acres more or lesse being taken up by Simkins Slingsbey & Howell, Contā: by Estimac̄on and now laid out for three hundred acres more or less now in the tenure or Occupac̄on of him the said George Newman, All & singuler which said parcell of land together wth all and singuler the howses buildings structures or edifices whatsoeuer thereunto belonging or appertaining, Together wth all the Orchards, Gardens Pastures feedings Com̃ons Comons of [p. 121] pastures Rainges for hoggs woods Vnderwoods Waters Water Courses fishings furleings wayes Easem^{ts} proffitts Comodities and hereditaments w^{t}soeuer unto th^{e} said land belonging or in any manner of way appertaininge To haue & to hould the said parcell of land & all & singuler the p^{r}misses aforemenc̄oned or named to be hereby Bargained and sould wth the Aptñances and euery part or parcell thereof whatsoeuer before named or recited, unto the said George Newman his heires Executors Administrato^{rs} or Assignes for Euer yeilding and paying therefore yearely unto the Rig^{t} Hon^{ble} the Lord Proprietary of this Prouince the Rents due for the said land att the feast of the Natiuity of Our Blessed Sauiour Jesus Christ, if the same be lawfully demanded And the said Nic^{o} Gwyther for himselfe his heires Executors and Administrato^{rs}, Doe Couenant Grant & agree To & wth the said George Newman his heires Executors Administrato^{rs} and Assignes shall and may peaceably and quietly haue hold occupy possess & enjoy all & singuler the p^{r}misses before by these p^{r}sents bargained and sold & euery part and parcell thereof wth euery the Rights members and Aptñances wthout the lawfull Lett Sute Trouble Euixōn Exquūon interruption or demand of or by the said Gwyther or of or by his heires Executors or Administrato^{rs} or any or either of them or of or by any other p^{r}son or p^{r}sons lawfully Claiming from by or under them or any of them or theire or any of theire uses or by or from or und^{r} theire or any of theire Title Estate meanes or procurem^{t}, as allsoe acquitted & discharged, or which in Conuenient time after reasonable request made, well & sufficiently saued and kept harmless of and from all and all manner of former and other Bargaines sales Estates former leases Tytles Dowers Rights or Tytles

of Dowers Joyntures uses Intailes wills Rent Charges Rent seruices Liber F F
Arrearages of Rents stututes Recognizances Judgmts Execucōns
Titles Troubles Charges And demands wtsoeuer, had made done [p. 122]
Comitted or willingly suffered by the said Nic° Gwyther his heires or Assignes or any of them or of or by any other prsons or prsons whatsoeuer, Lawfully Claiming by from or undr them or any of them or to theire or any of theire uses by theire or any of theire Titles Estates meanes or procuremts, and the said Nic° Gwyther for himselfe his heires Executors and Administrators all and singuler the before bargained prmisses wth theire Aptñances and euery part & parcell thereof, unto the said George Newman his heires Executors Administrators and Assignes to the intent & meaning aforesaid shall and will warrant and defend for Euer by these prsents In wittnes whereof the parties first aboue named to these prsents Indentures haue interchangeably sett theire hands & seales, the day & yeare abouewritten

Signed sealed & deliuered together Nico Gwyther
wth Possession by Liuery & seazin
by Turfe & twigg in Prsence of us
Francis Pope
the marke of
John B Bowles
the marke of
John Ɨ Morris

Acknowledged in Open Court the
14th Octobr 1665
Daniel Jenifer

Wm Leeds demds writt agst Henry Clay in an accōn uppon his Case to the uallue of ten thowsand pounds of tobacco Octobr 18th

Warrt to sherriffe of Talbott County to arrest &c: Ret̄ 2d January next Prouinall Court

Thomas Gerrard dem̄ds 2 writts agt Philip Combes of one accōn, being the same formerly entred agst Combes being an accōn upon his Case to the uallue of 3000lb tob:, warrts to the sherriffe of St Marys and Charles County to Arrest &c 18th

Ret̄. 2d January next Prouinall Court
Copies of the former petn
deliuered each sherriffe

[p. 123]
Octobr 20th
uide Ordr in
fo: 487: lib:
1664

Barnaby Jackson demds writt of Execucōn agst Wm Smyth Carpentr on any his Goods &c. for 2267lb tob: according to an Ordr of the Prouinall Court held on the 3d day of March 1664 as being the security of Wm Price for 15000lb tob: forfeited by the said Price his Predecessor Hugh Lee, the Administrator of Sampson Cooper, to whose sonn Samuell Cooper the aboues d Barnaby Jackson was Guardian in wch time hee was in disburse the abouesd sum̄ for the sd Samll Cooper which was Ordered to be sattisfye by William Smyth out of that 15000lb tob: forfeited by him in a bond past to his Lordp̄ as the said Prices Bayle &c:

Writt to the sherriffe of St Marys County To Execute &c

Liber F F 23d Reymound Staplefort d̄d̄s writt agst Jno Bayley in an accōn of debt to the uallue of 28101℔ tob: and 564: 19: 2½ New England pay &c

Warrt to sherriffe of Caluert County to arrest &c: Ret̄ 2d January next Prouinall Court

Summons in ditto Causo—

Reymond Staplefort d̄d̄s writt agst Jon Bayley in an accōn of the Case for Defamatorie words wthall adding as Exprest in the declaracōn &c: To the uallue of 2000℔ sterling—

Warrt to sherriffe of Caluert County to arrest &c Ret̄ 2d January next Prouinall Court

Summons in ditto Causa for Cornelius Varhoofe Thomas How and the said Howes wife to testifye &c upon perill of forfeiting 500℔ tob: to his Lordship in Case they appeare not according to sum̄ons

Warrt to sherriffe of Caluert County to warne &c Ret̄ 2d Janū next Prouinall Court.

[p. 124] Octobr 28th Thomas Mountfort d̄d̄s writt agst Fran: Armstrong in an accōn of Couenant to the uallue of one hundred pounds sterling—

Warrt to the sherriffe of Talbott County or any other sherriffe to Arrest &c: Ret̄ 2d January next Proall Court

28th William Moffett the Attorney of Richd Allen mercht d̄d̄s writt of Execucōn agst the Estate of Thomas Bowdell to the uallue of thirety pounds ffourteene shillings & six pence sterling to be rated in tobacco att seauen farthings the pound according to an Ordr of the Prouinall Court past the 14th Octobr prsent, To the sherriffe of Caluert County &c:

Nouembr 6th Henry Hudson d̄d̄s writt agst Henry Gooddrick in an accōn upon his Case to the uallue of one hundred thowsand pounds of tobacco

Warrt to the sherriffe of Kent County or any other sherriffe to arrest &c: Ret̄: 2d Janū next Prouinall Court

11th William Hemsley d̄d̄s writt agst Jonathan Sibrey & Edwd Jones in an accōn of Tresspass to the uallue of 6000℔ tob:

Warrt to sherriffe of Kent County to arrest &c: Ret̄. 2d January next Prouinciall Court

11th William Hemsley d̄d̄s writt of summons for Xtopher Denny & Henry Goodrick to testifye &c: in ditto Causo upon perill of forfeiting 500℔ tob: each prson &c:

11th Thomas Nottley d̄d̄s writt agst Raphaell Haywood in an accōn of debt to the uallue of 2078℔ tob:

To sherriffe of Caluert County to Arrest &c: Ret̄ 2d January next Prouinciall Court

Liber F F 11th Tho Nottley d̄d̄s writt of summons for John Gouldsmyth to testifye in ditto Causo ut supra upon perill of forfeiting 500^{lb} tob: &^{c}:

Summons to sherriffe of S^{t} Marys County to warne &^{c}: Rēt. 2^{d} January next

[p. 125] Nouemb^{r} 11th Thomas Nottley d̄d̄s writt ags^{t} the afores^{d} Raphaell Haywood in an accōn of debt for 2 Cowes wth Calues & dam̄ages to the uallue of 3000^{lb} tobacco

Warr^{t} to sherriffe of Caluert County to Arrest &^{c}: Rēt. 2^{d} January next Prouinciall Court

ditto die Thomas Nottley d̄d̄s writt of summons for Cap^{t} Luke Gardner to testifye &^{c}: in ditto Causo, uppon perill of forfeiting 500^{lb} tob: &^{c}: att ditto die rēt. ut supra

11th Thomas Nottley d̄d̄s writt of Execuc̄on ags^{t} the Estate of John Walton to the uallue of two thowsand twenty nine pounds of tobacco, according to an Ord^{r} of the Prouin^{all} Court held the 11th Octob^{r} last

To the sherriffe of S^{t} Marys County or Charles County or theire deputys

20th Robert King d̄d̄s writt ags^{t} W^{m} Greene Elizabeth his wife & John Braddy seru^{t} to George Marshall in an accōn of Tresspass to the uallue of 1000^{lb} tob:

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}: Rēt. 2^{d} January next Prouinciall Court

ditto die Rob^{t} King d̄d̄s writt of summons for Mary Brow William Osberston John Vanheeck Henry Pennington George Marshall & Jeremy Harrington to testify &^{c}: in ditto Causo: upon perill of forfeiting each person 500^{lb} tob: to the Lord Prop^{r} in Case they āpeare not

Warr^{t} to sherriffe of S^{t} Marys County to warne &^{c}. Rēt 2^{d} January next Prouinciall Court

20th Thomas Mannyng d̄d̄s writt ags^{t} W^{m} Bretton in an accōn of Debt to the uallue of fifteene hundred twenty six pounds of tobacco & Caske

Warr^{t} to sherriffe of S^{t} Marys County to arrest &^{c}: Rēt 2^{d} January next Prouinciall Court

20th Thomas Mannyng d̄d̄s writt of summons for William Euans of the Clifts and Tho: Sprigg of Caluert County and summons for Jn^{o} Nuthall of S^{t} Marys County all 3 to testifye in ditto Causo &^{c}: upon perill of forfeiting 500^{lb} tob: each p^{r}son 2 warr^{ts} issued to the sherr̄: of Caluert County and S^{t} Marys County rēt. ut supra

Liber F F [p. 126] Cecilius &c: To Capt Hugh Oneale Thomas Thowrowgood and Thomas Smoote Gent: Greeting whereas Our writt of Couenant dependeth in Our Prouinall Court betweene Capt James Neale and Arthur Turner and Margarite his wife of One hundred acres of land in Charles County bounded upon the land of Benjamin Gill & for a fine to be thereof leauyed betweene them before Our Gouernor & Councell in the said Court according to the law & Custome of this prouince, and the said Margarite wife to the said Arthur Turner as we are informed is soe weak and not able wthout greate danger of her Body to trauaile to St Marys by the day Contained in the said writt to make the acknowledgmts which are fitt to be made in that behalfe, wee tendring the Estate of the said Margarite in this behalfe haue giuen yow or any two of yow power to take the acknowledgmts which the said Arthur and Margarite will make before yow or any two of yow of the prmisses And therefore Wee Com̄and yow that goeing in prson to the said Arthur & Margarite yow take theire sd Acknowledgmts and when yow shall haue taken them yow Certifye the same distinctly & plainely to the said Gouernor and Councell undr yor handes and seales or any two of yow that then the said fine betweene the said partyes of the prmisses may be Leauyed before the sd Gouernor and Councell in the said Court accordinge to the law & Custome of this prouince sending to the said Court this writt, Wittnes Our Deare Brother Philip Caluert Esqȝ Our Chancellor of Our said Prouince, This thiretyth day of Octobr One thowsand six hundred sixty ffiue Philip Caluert

[p. 127] Nouembr 24th WilliamHollingsworth d̄d̄s writt agst James Jolly in an accōn of debt to the uallue of 4898℔ tobacco

Warrt to sherriffe of St Marys County to arrest &c: Ret̄. 2d January next Prouinall Court

25th Lycence then granted to Richard Deauor to keepe an Ordinary in the Island Creeke in Choptanck and Bond giuen by him to keepe good Orders &c. for one whole yeare in the sum̄e of 2000℔ tob: uide lib: 1658: fo: 12: to Philip Land for the Lycence and Bond in ditto lib: fo: 397

Decembr 4th 1665 William Smyth d̄d̄s writt agst William Price in an accōn of Debt to the uallue of thirety thowsand pounds of tob:

Warrt to sherriffe of Charles County to arrest &c: Ret̄: second January next Prouinall Court

Decembr 6th John Bayley d̄d̄s writt agst Reymond Staplefort in an accōn uppon his Case to the uallue of sixty ffowre thowsand pn̄ds of tobacco

Warrt to sherr̄. of Caluert County to arrest &c: Ret̄. 2d January next Prouinciall Court

John Bayley d̄d̄s writt ags^{t} Reymond Staplefort in an accōn uppon his Case to the uallue of Two hundred and nine pn̄ds fourteene shillings and three pence sterling money Liber F F ditto die

Warr^{t} to sherriffe of Caluert County to arrest &^{c}: ret. ut supra

John Bayley d̄d̄s writt ags^{t} Reymond Staplefort in an accōn upon his Case to the uallue of six thowsand pn̄ds of tobb: ditto die

Warr^{t} to sherriffe of Caluert County to arrest &^{c}: Ret̄. ut supra

John Bayley d̄d̄s writt ags^{t} Reymond Staplefort in an accōn upon his Case to the uallue of Eighteene thowsand pounds of tobacco ditto die

Ret̄: ut supra

John Bayley d̄d̄s summons for John Hawkins in ditto Causo, uppon perill of forfeiting 500℔ tob: ditto die

To the sher. of Baltemore County Ret̄. ut supra

John Bayley d̄d̄s writt ags^{t} Reymond Staplefort in an accōn uppon his Case to the uallue of thirety thowsand pounds of tobacco [p. 128] Decemb^{r} 6th

Warr^{t} to sherr̄. of Caluert County to arrest &^{c}: Ret̄ 2^{d} January next Prouin^{all} Court

John Bayley d̄d̄s writt of summons for Charles Brookes & John Turuill to testifye in ditto Causo und^{r} the penalty of 500℔ tobb each p^{r}son ditto die

John Bayley d̄d̄s writt ags^{t} Reymond Staplefort in an accōn of debt upon accompt to the uallue of fifteene thowsand two hundred sixty seauen pnds of tob ditto die

Warr^{t} for the sherr̄. of Caluert County to arrest &^{c}. Ret̄: 2^{d} January next Court.

Thomas Gerrard d̄d̄s writt ags^{t} William Boarman in an accōn of the Case to the uallue of twenty thowsand pounds of tobacco ditto die

Warr^{t} to sherriffe S^{t} Marys County to arrest &^{c}: Ret̄. 2^{d} January next Prouin^{all} Court

Thomas Gerrard d̄d̄s writt of summons for Ben Rozer Samuell Dobson and James Bowling to testifye in ditto Causo, uppon perill of forfeiting 500℔ tob: each p^{r}son to his Lordp̄ ditto die

War^{t} to ditto sher̄. Ret̄. ut supra

Thomas Gerrard dem^{ds} writt of summons for John Tennison to testifye in Causo inter ditto Gerrard pl̄t and Richard ffoster def^{t}: depending last Court upon perill, Ret̄: & to the said sherriffe ut supra ditto die

John Edmondson d̄d̄s subpæna in Chancery for Thomas Martin, und^{r} the paine of one hundred p̄nds sterling to appeare the next Pro- 8th

Liber F F uin^{all} Court held the 2^{d} Jan: next There to answere what shall be objected ags^{t} him and to receiue what that said Court shall doe therein

The said Edmondson d̄d̄s writt of summons for Arthur Wright Francis Armstrong Thomas Goddard and James Shacklady to testifye in ditto Causo und^{r} the penalty of 5000^{lb} tob

To the sherriffe of Talbott County

[p. 129] This Indenture made th^{e} ninth day of May in th^{e} yeare of our lord God one thousand six hundred sixty & fower Betweene William Dorrington of Calvert County in th^{e} Province of Maryland gent̄ & Ann his wife of the one p̄t & William Groome of Calvert County in th^{e} province afores^{d} plante^{r} on th^{e} other p̄t Wittnesseth that th^{e} s^{d} William Dorrington & Anne his wife for & in Consideraco̅n of the summe of forty three thousand five hund^{d} pounds of good sound m^{r}chantable Tobacco & Caske by th^{e} s^{d} W^{m} Groome at th^{e} ensealing & delivery of theis presents well & truely to them in hand payd the Receipt whereof they th^{e} said W^{m} Dorrington & Anne his wife doe hereby acknowledge & thereof & of eu^{r}y parte & p̄cell thereof doe fully clearly & absolutely acquit exonerate & discharge th^{e} said W^{m} Groome his heires Execut^{rs} & Adm^{rs} & every of them by theis presents, Have granted, Alienated bargained sold & confirmed & by theis p^{r}ts do fully clearly and Absolutely grant, Alien bargaine Sell & Confirme unto th^{e} said Will^{m} Groome All th^{t} certeine p̄cell of land lying on th^{e} Sowth side of Petux^{t} river neere or vpon a creeke called Shonley creeke & on th^{e} North side of th^{e} s^{d} creeke beginning at a marked Pokicory standing neere th^{e} foot of a hill bounding on th^{e} East with a line drawne North from th^{e} said Pokicory vnder th^{e} hill th^{e} length of one hund^{d} & twenty p̄ches to a marked oke by a creeke called th^{e} Indian creeke on th^{e} west with th^{e} s^{d} river, on th^{e} Sowth with th^{e} s^{d} Shonley creeke, Conteyning by Estimaco̅n foure hund^{d} acres of land be itt more or lesse, W^{ch} s^{d} p̄cell of land afores^{d} is scituate lying or being in Calvert County in th^{e} Province aforesaid & now in th^{e} tenure or Occupaco̅n of th^{e} s^{d} W^{m} Dorrington & Ann his wife or of their Assignee or Assignes, & all howses barnes stables Orchards Gardens buildings, Rights, members benifitts & other hereditam^{ts} with their & every of their appurtenances Royall Mynes & his lo^{ps} Rents excepted, to th^{e} same belonging or with th^{e} same Comonly vsed occupied or enjoyed, or w^{ch} are excepted reputed or taken to be p̄t or p̄cell or member of the same & of all & singuler th^{e} s^{d} p^{r}misses to eu^{r}y p̄te & p̄cell thereof Together with all & singuler Deeds Evidences [p. 130] Pat^{ts} & writings whatsoever touching & concerning only the p^{r}misses or any p̄te thereof To have & to hold th^{e} s^{d} p̄cell of land & premisses with their appurtnces before by theis p^{r}ts bargayned & sould or menco̅ned or intended to be thereby granted Aliened bargained sold & confirmed & eu^{r}y p̄t & p̄cell thereof unto th^{e} said W^{m}

Groome & to th^{e} heires & Assignes of th^{e} s^{d} W^{m} Groome to the only Liber F F proper vse & behoofe of th^{e} s^{d} W^{m} Groome his Heires & Assignes of th^{e} s^{d} W^{m} Groome forever And th^{e} s^{d} W^{m} Dorrington & Anne his wife for th^{m}selves their heirs Executo^{rs} Adm^{rs} & Ass^{s} th^{t} they th^{e} s^{d} W^{m} Dorington & Ann his wife for & not with standing any act done by th^{m} th^{e} s^{d} W^{m} Dorrington & Ann his wife to th^{e} Contrary at th^{e} time of th^{e} ensealing & deliu^{r}y of theis p^{r}sents are & standeth lawfully & Rightfully seized in their demeasne as of fee simple in their owne Right & to their owne Rt̄ vse without any Condic̄on limitac̄on or other vse or trust to alter, change & determine th^{e} same estate of & in th^{e} s^{d} land & premisses before menc̄oned to be hereby granted bargained & sold & of & in every p̄t & p̄cell thereof And th^{t} they th^{e} s^{d} W^{m} Dorrington & Ann his wife for & not withstanding any act by them to th^{e} contrary now hath & att th^{e} time of th^{e} first estate to be had & Executed to th^{e} s^{d} W^{m} Groome according to th^{e} intent & true meaning of theis p^{r}ts shall have full power Just right & lawfull Authority to grant bargaine & Sell th^{e} same & every p̄te & parcell thereof with th^{e} Appurtenances vnto th^{e} s^{d} W^{m} Groome & the heirs & Assignes of the s^{d} W^{m} Groome in maner & forme as is before in theis presents expressed & th^{t} th^{e} s^{d} land and premisses & every p̄te & p̄cell thereof with th^{e} apprtns shall from hence forth for ever remayne & continue vnto th^{e} said W^{m} Groome & to the heires & Assignes of the s^{d} W^{m} Groome freely & cleerly acquitted exonerated & discharged of & from all & all maner of former bargaines Sales Guifts Grants, Dowers, Joyntures, Leases, Rents, Charges, [p. 131] Rents serv̄, Arrearages of Rent Anuityes Vses Entaile Statutes m^{r}cht & of th^{e} Staple, Judgm^{ts} forfeitures, Execuc̄ons, Intrusions & incumbrances whatsoeu^{r} & of & from all other charges, Titles, troubles & incumbrances whatsoeu^{r} had made, comitted or Wittingly or willingly suffered or done by them th^{e} s^{d} W^{m} Dorrington & Ann his wife or by any other p̄son or p̄sons w^{t}soeu^{r} lawfully claiming by from or vnder th^{m} th^{e} s^{d} W^{m} Dorrington & Ann his wife or by any other p̄son or p̄sons w^{t}soever lawfully claiming by from or vnder th^{m} th^{e} s^{d} W^{m} Dorrington & Ann his wife or by any other p̄son or p̄sons or by their means assent privity or procurem^{t} (th^{e} rents & services w^{ch} from hence forth from time to time for or in Respect of the p^{r}misses shall grow due to th^{e} cheife Lord or Lords of th^{e} Fee or Fees of th^{e} premisses only excepted and foreprized), And further th^{t} they th^{e} s^{d} W^{m} Dorrington & Ann his wife & their heires & Assignes shall & will att all time & tymes hereafter within th^{e} space of seaven yeares next ensueing th^{e} date of theis p^{r}ts vpon th^{e} Reasonable Request & att th^{e} cost & charges in th^{e} law of th^{e} s^{d} W^{m} Groome or of th^{e} heires & Assignes of the s^{d} William Groome make suffer doe Knowledge & execute or cause to be made done Knowledged suffered & executed all & every such further lawfull & reasonable Act & Acts thing & things Device & Devises Conveyances & assureances in th^{e} law w^{t}soeu^{r} for th^{e} further more p̄fect & better ssuring & sure makeinge of

Liber F F the premisses before mencōned to be hereby bargained & sold & of eu^{r}y p̄te & p̄cell thereof vnto th^{e} s^{d} W^{m} Groome & to th^{e} heires & Ass^{s} of th^{e} s^{d} W^{m} Groome for euer Bee it by ffine or ffines ffeoffm^{t} or ffeoffm^{ts} Recoūy or Recoūyes with a single or double Voucher or Vouchers Deed or Deeds enrolled or not Enrolled th^{e} EnRollm^{t} of theis presents Release Confirmacōn wth Warranty of th^{e} s^{d} W^{m} Dorrington & Ann his wife & their heires only ag^{t} th^{m} th^{e} s^{d} W^{m} Dorrington & Ann his wife & their heires & ag^{t} all & eu^{r}y other p̄son or p̄sons [p. 132] w^{t}soeu^{r} lawfully claiming or pretending to have any Right title interest claime or dem^{d} of in or vnto th^{e} s^{d} Estate land & premisses afores^{d} with their appurteñnces before by theis presents bargained and sold or mencōned & intended to be thereby granted Aliened bargayned sould & confirmed & eu^{r}y p̄te & p̄cell thereof vnto th^{e} s^{d} W^{m} Groome & to th^{e} heires & Assignes of th^{e} s^{d} W^{m} Groome for or by reason of any pretence Colōr waies procurem^{t} or meanes whatsoever to be made had suffered or done ag^{t} th^{e} s^{d} land & premisses afores^{d} or otherwise without warranty or by all eu^{r}y or any of the s^{d} waies or meanes or by any other wayes or meanes w^{ch} by th^{e} said W^{m} Groome or th^{e} heires or Assignes of the s^{d} W^{m} Groome or his or their Councell learned in th^{e} law shall be reasonably devised advised or required soe as th^{e} same doe not Contenue or Extend vnto any further warranty th^{n} ag^{t} them th^{e} s^{d} W^{m} Dorrington & Ann his wife their Executo^{rs} or Assignes, or against any further Act or Acts then as before s^{d} & soe as neither they nor them th^{t} make such further assureance be Compelled or compellable to Trayvaile further th^{n} S^{t} Mary's for th^{e} doing makeing or Executing of such further assureances & Conveyances as afores^{d} And lastly it is agreed by & betweene the said p̄tyes to theis presents th^{t} all & eu^{r}y th^{e} s^{d} Assureances & Conveyances soe as afores^{d} hereafter to be had of the premisses shall be, & shall be Esteemed & taken to be to th^{e} only vse of th^{e} s^{d} W^{m} Groome & of the heires & Ass^{s} of th^{e} s^{d} W^{m} Groome & to noe other vse intent & purpose whatsoeu^{r} aney thing in theis p^{r}ts conteyned to th^{e} contrary thereof in any wise not wthstanding/In witnes whereof th^{e} s^{d} W^{m} Dorrington & Ann his wife have hereunto sett their hands & seales th^{e} day & yeare above written

Signed sealed & deliu^{r}d
in th^{e} pñe of vs
Charles Caluert
John Turvile

W^{m} Dorrington seale
th^{e} marke of
Ann ◇◇ Dorrington
seale

[p. 133] Know all men by theis p^{r}sents That I W^{m} Dorrington of Calvert County in the province of Maryland gent. & Ann my wife doe Acknowledge our selues to be firmly bound & obleiged W^{m} Groome of Calvert County plant^{r} in the full of Eighty seaven Thousand pounds of good Sound merchantable tobacco & caske to be paid to him or his certayne attorney To th^{e} w^{ch} paym^{t} well & truly to be made wee bind us our heires Executo^{rs} & Adm^{rs} firmly by theis presents signed with our our handes & sealed with our seales the Nynth day of May one thousand six hundred sixty & five Liber F F

The Condic̄on of this p^{r}t Obligac̄on is such th^{t} if th^{e} above named W^{m} Groome his heires Executo^{rs} Adm^{rs} & ass^{s} & eu^{r}y of them shall & may Lawfully & peaceably have hould occupy possesse & enjoy all that certayne p̄cell of land conteyning by estimac̄on foure hund^{d} acres be itt more or lesse Scituate Lying & being on th^{e} Sowth side of Petux^{t} river in Calvert County in th^{e} province of Maryland afores^{d} with all & singuler itts rights priviledges hereditam^{ts} & appurtenances whatsoever there vnto belonging or in any wise appertayning without the lett suite trouble disturbance or Contradixon of the above bounden W^{m} Dorrington & Ann his wife their heires Executors Adm^{rs} or ass^{s} or any of th^{m} or of any other p̄son or p̄sons w^{t}soeu^{r} haveing clayming or pretending to have any maner of R^{t} title Interest Challenge Claime or demand by from or vnder th^{e} s^{d} W^{m} Dorrington & Anne his wife or either or any of th^{m} or without th^{e} Lett suite trouble disturbance or Contradixon of any other p̄son or p̄sons whatsoever Clayming or pretending to have any maner of Right title Interest Challenge Claime or demand of or in or vnto th^{e} s^{d} land & premisses afores^{d} for or by reason of any other maner of waies or meanes w^{t}soeuer by th^{m} to be had made suffered or done ag^{t} th^{e} s^{d} land & premisses afores^{d} according to th^{e} tenor Purpose Effect meaning of one Indenture of Conveyance bearing Date th^{e} Ninth day of May one thousand six hund^{d} sixty & five, made signed sealed [p. 134] & deliu^{r}ed in th^{e} p^{r}sence of Samuell Sewall & John Turvile by the s^{d} W^{m} Dorrington & Ann his wife vnto th^{e} s^{d} W^{m} Groome of the premisses afores^{d} as by th^{e} s^{d} Indenture Relac̄on being there vnto had itt doth & may more fully appeare Then this present Obligac̄on to be void & of none Effect other wise to stand & remaine in full force & vertue

W^{m} Dorrington seale
th^{e} m^{r}ke of
Anne ◇Λ Dorrington seale

Signed Sealed &
deliu^{r}d in th^{e}
p̄nce of vs
Charles Calvert
John Turvile

Comand W^{m} Dorrington & Ann his wife th^{t} Justly &^{c} they hould wth W^{m} Groome th^{e} Covent^{t} &^{c} of a p̄cell of land by Estimac̄on foure hund^{d} acres lying in Patux^{t} river in Calvert County with th^{e} appurtennces there vnto belonging Charles Calvert

The Concord is th^{t} the afores^{d} W^{m} Dorrington & Ann his wife acknowledge th^{e} afores^{d} p̄cell of land with th^{e} Appurtenances to be th^{e} Right of th^{e} afores^{d} W^{m} as those w^{ch} he hath of th^{e} Guift of th^{e} s^{d} W^{m} & Ann & them remitt & quitt Claime from th^{m}selves th^{e} s^{d} W^{m} & Ann & th^{e} heires of th^{e} s^{d} Ann to th^{e} s^{d} W^{m} & his heires forever & further more th^{e} s^{d} W^{m} & Ann Grant for th^{m}selves & the heires of th^{e} s^{d} Ann th^{t} they will warr^{t}tise to th^{e} s^{d} W^{m} & his heires th^{e} s^{d} p̄cell

Liber F F of land with the appurtenances agt themselves the sd Wm & Anne & the heires of the sd Ann for ever

Taken & acknowledged this Nynth of May one thousand six hundd sixty five & before mee
Charles Calvert

Wm Dorrington
the mrke of
Ann ◇Λ Dorrington

[p. 135] Decembr 8th Wm Smyth d̄d̄s writt agst Reymond Staplefort in an accōn of accompt to the uallue of Three thowsand Eighte hundred pounds of tobaccoe

Warrt to sherriffe of St Marys County to arrest &c: Ret̄: 2d January next Prouinall Court

Decembr 8th Wm Smyth d̄d̄s writt agst Thomas Paine in an accōn of the Case to the uallue of sixteene hundred pounds of tobacco

Warrt to sherr̄: St Marys County to arrest &c: Ret̄: 2d January next Prouinall Court

On the Backside of a conueyance from Daniel Jenifer unto John Edmondson for 800 acres Entred in lib: 1664: fo: 416 was this Assignmt for part thereof unto Henry Tripp—(uizt

These prsents wittnes that I John Edmondson doe hereby make ouer and Assigne all my right title and Interest of three hundred and fifty acres of land of this wthin menc̄oned Conueyance to Henry Tripp his heires and Assignes for Euer wittnes my hand this 28th day of Octobr Anno Domini 1665—This 350 acres beginning att the lower end and soe running upwards—

Testatar
Henry Hare Tho: Langley

John Edmundson
Sarah **S** Edmundson
her marke

The conueyance thereon following thus—

This Indenture made the Eight and Twentyth day of October in the yeare of Our Lord One thowsand six hundred sixty and fiue, Betweene John Edmondson of Talbott County of the one party merchant, And Henry Tripp of the other party gent: Wittnesseth that the said John Edmondson for and in Considerac̄on of a ualuable Considerac̄on in hand allready receiued by him the said John Edmondson from the said Henry Tripp haue granted Bargained and sould alienated Enffeoffed and Confirmed and by these prsents for himselfe his heires Executors and Assignes doe grant Bargaine and sell alienate inffeoffe and Confirme unto the said Henry Tripp his heires Executors Admstrs and Assignes all that parcell of land Called [p. 136] Douer Conteyning by Estimac̄on Three hundred and fifty acres scituate Lying & being in Talbott County wth all proffitts pattents writings Comodities and Hereditamts to the same belonging or in any wise appertayning, And all the Estate right title Interest Claime & demand w^{t}soeuer the said John Edmondson hath of to & in the three hundred fifty acres abouesaid or any part or parcell thereof by uertue of any grant pattent or sale heretofore made to the said John Edmondson by any p^{r}son or p^{r}sons whatsoeuer, To haue & to hould the said Three hundred and fifty acres of land and euery part or parcell thereof unto the said Henry Tripp his heires Executo^{rs} Administrato^{rs} and Assignes to the only proper use and behoofe of the said Henry Tripp his heires and Assignes for Euer, freed acquitted and att all times hereafter discharged by the said John Edmondson of and from all manner of former and other Bargaines Grantes sales Leases forfeitures Joyntures Dowryes surrenders Judgm^{ts} Executions and of and from all other titles troubles & incumbrances whatsoeuer and att all time and times hereafter at request had and made to the said John Edmondson by the said Henry Tripp more assurance or Assurances by the Councell learned in the law of the said Henry Tripp shall be aduised deuised or required for the more Absolute and perfect surety and sure making of all & singuler the said three hundred and fifty acres of land and euery part and parcell thereof unto the said Henry Tripp his heires Executo^{rs} Administrators and Assignes for Euer In Confirmacōn whereof the said John Edmondson doth hereunto sett his hand and seale the day and yeare aboue written Liber F F

The words three hundred &
fifty acres Interlined
before signed and sealed
Signed sealed and deliuered
In the p^{r}sence of
Henry Hare
Tho: Langley

John Edmondson seale
the marke of
Sarah **S** Edmondson not seald
The abouesaid Conueyance and foregoing Assignm^{t} was brought to the Office by Henry Hare to be recorded p̄ mee
Daniel Jenifer

John Stansby dem^{ds} writt ags^{t} Fran: Holland in an accōn uppon accompt to the uallue of Two Thowsand pounds of tobacco [p. 137] Decemb^{r} 9th

Warr^{t} to sher̄. of Ann Arrundell County to arrest &^{c}: Ret̄. 2^{d} January next Prouin^{all} Court

James Jolly dem^{ds} writt ags^{t} Peter Jones in an accōn of accompt to the uallue of thirety thowsand pounds of tobacco 13th

Two warr^{ts} issued in the same accōn and 2 declaracōns Entred, directed to the sherriffe of Baltemore County the other to the sherriffe of Caluert County &^{c}: Ret̄: 2^{d} January next Prouin^{all} Court

Josias Fendall d̄d̄s writt ags^{t} Daniel Johnson in an accon of the Case to the uallue of ffourty thowsand pounds of tobaccoe 13th

Liber F F Warrt to sherr̄: Charles County to Arrest &c: Ret̄: 2d January next Prouinall Court

13th Josias Fendall demds summons in ditto Causo for Zacha: Wade Benjamin Rozer and Henry Moore to testifye the trough of theire knowledge &c: upon perill of forfeiting fiue hundred pounds of tobacco each person in Case they appeare not &c:

Summons to sher̄: Charles County to warne &c: Ret̄: 2d January next Prouinall Court

14th Richard Bayley d̄d̄s writt agst Joseph Emmons in an accōn of debt to the uallue of fifteene hundred pounds of tobacco and Caske

Warrt to sherr̄: of Caluert County to arrest &c: Ret̄: 2d January next Prouinciall Court

14th Richard Bayley d̄d̄s writt of Attachmt agst the Estate of Joseph Emmons to the uallue of 1500℔ tob: abouesaid

Warrt to sher̄: Caluert County to Attach &c: and them to keepe untill he put in security to appeare the next Prouinall Court to answer the suite abouesaide

[p. 138] December 15th Henry Hudson d̄d̄s writt agst Isack Bedlow & Thomas Nottley in an accōn of Debt to the uallue of three hundred pounds sterling

Warrt to sherr̄. St Marys County to arrest &c: Ret̄: 2d January next Prouinall Court

ditto die Henry Hudson d̄d̄s writt of summons for Thomas Dent & John Smyth to testifye &c: in ditto Causo uppon perill of forfeiting each prson 500℔ tob: to his lordp̄ &c

Warrt to sherr̄: of St Marys County to warne &c: Ret̄: 2d January next Prouinall Court

18th Demetrius Cartwright desires summons for John Stanesby to appeare next Prouinall Court to answere the sd Cartwrights Complaint Concerning Luke & Richard the orphants of William Bromall

Warrt to sherr̄: of Caluert County to warne &c: Ret̄: second January next

21th. Summons then issued for Johannah Neuill widdw and Elioner wife to Edmund Lindsey to appeare 2d January next Prouinciall then and there to testifye on behalfe of the Lord Proprietary agst Hannah Price and Mary Marler

Ret̄: ditto 2d January—

21th Marmaduke Snow d̄d̄s writt agst John Foxall in an accōn of the Case to the uallue 4305℔ tobb:

Warrt to sherriffe of St Marys County to arrest &c Ret̄: 2d January next Prouinall Court

Liber F F ditto Marmaduke Snow d̄d̄s summons in ditto Causo for Richard ffoster and George King to testifye &c: upon perrill of forfeiting 500℔ tob: each pr son &c

ditto Marmaduke Snow d̄d̄s writt agst John ffoxhall in an accōn of the Case to the uallue of 10000℔ tobacco

Warrt to sher̄: of St Marys County to arrest &c: Ret̄. 2d January next Prouinall Court

ditto Marmaduke Snow d̄d̄s summons in ditto Causo for Luke Gardner and William Rosewell to testifye &c: upon perill of forfeiting 500℔ tob: each pr son &c

[p. 139] Decembr 21th Abraham Rowse d̄d̄s writt agst William Hempsted in an accōn of the Case to the uallue of four thowsand four hundred pounds of tobacco—

Warrt to sherriffe of St Marys County to arrest &c: Ret̄. 2d January next Prouinall Court

ditto die Ditto demands writt of summons for Thomas Browne and William Gaskill to testifye in ditto Causo uppon perill of forfeiting 500℔ each prson &c

22th John Gittings d̄d̄s writt agst Henry Banister & Christian his wife in an accōn of trespas̄ to the uallue of tenn thowsand pounds of tobacco—

Warrt to sherriffe of St Marys County to arrest &c: Ret̄ 2d January next Prouinall Court

22th John Gittings d̄d̄s summons for Wm Bretton to testifye in ditto Causo the truth of his knowledge &c

Sum̄ons to ditto sher̄. ret̄ ut supra

23 Daniel Johnson d̄d̄s summons for Samuell ffendall and Thomas Hussey to testifye in Causo inter Josias ffendall plt̄: and ditto Johnson deft uppon perill of forfeiting 500℔ tob &c:

Warrt to sherr̄. of Charles County to warne &c Ret̄. 2d January next Prouinall Court

ditto die Thomas Sprigg d̄d̄s writt agst Reymond Staplefort in an accōn uppon his Case to the uallue of ffiue hundred pounds sterling

Warrt to sherriffe of Caluert County To arrest &c Ret̄: 2d Jan̄: next Prouinall Cort

25th James Courtney alias Mudge d̄d̄s writt agst Thomas Mannyng in an accōn uppon his Case to the uallue of tenn thowsand pounds of tobaccoe—

Warrt to sherriffe of Caluert County to arrest &c: Ret̄. 2d January next Prouinall Court

Liber F F ditto die Ditto d̄d̄s writt of sum̄ons for Fran: Armstrong to testifye in ditto Causo uppon perill of forfeiting 500^{tb} tob: in Case he appeare not
Warr^{t} to sherriffe of Caluert County or any other sherriffe

[p. 140] Decemb^{r} 30th Summons then issued on behalfe of the Lord Proprietary for William Cole Marke Brumfeild and his wife ags^{t} Tho: Hooker and Patience his wife concerning a parcell of land now in the said Hookers poss̄on—

To the Bearer hereof Ret̄: 2^{d} January next Prouin^{all} Court

Att a Prouinciall Court held att S^{t} Marys on the second day of January 1665/6

	Charles Caluert Esqȝ Gouerno^{r}
Present	Philip Caluert Esqȝ Chancello^{r}
	M^{r} Tho: Truman Councello^{r}

Vppon Considerac̄on by the Leiutenn^{t} Generall Thatt there is not a full Concell mett and this day happening to be on the day the County Court is held, It is thought ffitt by the Hon^{ble} Leiutenn^{t} Generall to Adjourne this Court untill tomorrow morning att Nine of the Clock

January 3^{d}—All mett as aboue wth M^{r} Baker Brooke & Collonell W^{m} Euans

The sherriffs deputy or Cryer after O Yes makes this Proclamac̄on following

All Justices of Peace Coroners Stewards of Leets and Liberties, and other officers that haue taken any Inquisitions, Indictments, or Recognizances whereby yo^{w} haue let any man to Bayle, put in your Records thereof forthwth That his Lordp̄s Councell may proceed

[p. 141] Whereuppon William Caluert Esqȝ his Lordp̄s Attorney Generall preferrs these Indictments following (uizt

Let it be Enquired for the Rig^{t} Hon^{ble} the Lord Proprietary Whether Pope Aluey of Newtowne hundred in the County of S^{t} Marys Cooper the nineteenth day of December in the yeare One thowsand six hundred sixty ffiue att Brettons Bay in Newtowne hundred in the County aforesaid a Certaine Cow of Black Culler to the uallue of two pounds tenn shillings sterling of the Goods & Chattles of Collonell William Euans then & there being found feloniously took stoled kill'd and carryed away against the peace of the said Lord Proprietary his rule and dignity—

Let it be enquired for the Rig^{t} Hon^{ble} the Lord Proprietary whether Robert Dennis late of Popler hill in the County of S^{t} Marys the four & twentyth day of December One thousand six hundred sixty ffiue att Wolseley Manno^{r} in S^{t} Georges hundred in the County aforesaid the dwelling howse of Philip Caluert Esqꝫ &^{c}: upon Wolesley Manno^{r} in the County aforesaid being by force & Armes betweene the houres of Eight and Nine before noon of the same day did breake and Enter, and One Carbyne to the uallue of fifteene shillinges and One shirt to the uallue of two shillinges feloniously did steale and carry away ags^{t} the peace of his said Lordsp̄ his Rule and dignity— Liber F F

Then the Cryer made Proclamac̄on Againe saying—

Yo^{w} Good men that be impanell'd to enquire for the Rig^{t} Hon^{ble} the Lord Proprietary for the Body of this Prouince answere to your names euery man att the first Call uppon paine and perill that shall fall thereon [p. 142]

Then the Grand Jury was called by theire names who appeared and answered thereto which are as followeth—

Foreman Abraham Rowse
Edward Richardson
Philip Holleger
John Stanesby
Patrick fforrest
Robert Cager
William Harper
Richard ffoster

Demetrius Cartwright
George Marshall
William Osbeystone
John Bayley
John ffoxhall
W^{m} Cole
James Lewis
John Whohob

The foreman then lay his hand on the Bible and oath giuen hime (uizt)

Yo^{w} as foreman of this Inquest for the Body of this Prouince yo^{w} shall dilligently enquire and a true presentm^{t} make of all such matters and thinges as shall be giuen yo^{w} in Charge his Lordsp̄s Councell yo^{r} fellowes and your owne yo^{w} shall keepe secret, yo^{w} shall p^{r}sent no man for Enuey hatred or malice, neither shall yo^{w} leaue any man unpresented for loue feare fauour or affecc̄ons or hope of reward but yo^{w} shall present things truely as they come to yo^{r} knowledge according to the best of yo^{r} understanding so God help yo^{w}—

The rest of the Grand Jury were sworne by this Oath as followeth—

The same Oath which yo^{r} foreman hath taken on his part yo^{w} and euery of yo^{w} on your behalfe shall well and truely obserue and keep, so help yo^{w} God &^{c}—

The Cryer then maketh Proclamac̄on & say His Lordp̄s Councell straightly Charge and Com̄and all p^{r}sons to keep silence whilst the Charge is in giuing to the Grand Jury upon paine of imprisonment [p. 143]

Then were deliuered them the foregoeinge Indictm^{ts} wth the Oathes of the Euidences which said Oathes are as followeth—

Whereas Pope Aluey of Brettons Bay Cooper being apprehended by the Constable for feloniously killing and stealing of Cattle and

Liber F F being brought before mee John Jarbo One of his Lordsp̄s Justice of the peace for the County of Saint Marys this 25th day of December 1665 the said Aluey uppon his Examinac̄on said that he had killed a Beast and did suppose it to be Coll̄ William Euans for it was marked a hole in one Eare and Cropt and slitt on the other and did desire leaue to goe to Coll̄ Euans to make his Composition for it—

Taken before mee John Jarbo.

James Pattison Constable of Newtowne hundrede declareth that upon the 24th day of this instant hee the said Constable being caused by the informac̄on of Walter Pake to search the howse of Pope Aluey of Brettons Bay Cooper for meat which the said Pake prtended to haue lost and when he the said Constable came to the said Alueys howse he asked the said Aluey for the meat which the said Aluey denyed and said that he had noe such meat in the howse and in the searching of the said Alueys howse he the Constable saith that he found fresh Beeffe newly kill'd and the hyde of a Beast hidden under Corne husks in the henn howse wthout Eares, And the Constable saith that he asked the said Aluey where hee had that meate and hyde [p. 144] and the said Aluey Answered that the Owner of the sd Beast bid him kill it, and the Constable saith that he found young meat salted and a drying uppon Tobacco sticks in the loaft, And the said Aluey said that he bought a quarter of Beeffe of William Wood and that was it but the Constable saith that there was a part of both a fore quarter and a hinder quarter—

Made before me this 28th of Decembr 1665 John Jarbo

Walter Pake and Gregory Rowse being aide and Assistance to the Constable in the searching of Pope Alueys howse maketh oath uerbatim wth the Constables declarac̄on

Sworne before me this 28th December 1665 John Jarbo

Henry Aspinall sworne & Examined saith—

That upon the 25th of this instant month this deponants father in law Walter Pake hollowed for this deponant to come ouer the Creeke to him the said Pake told this depont when that he came unto him: that he supposed Pope Aluey had killed a Beast of this deponts uppon which this depont went to the howse of the said Aluey And that the said Aluey asked this depont whether or noe he had bought Collonell Euans heiffer and this depont answered what was it to him, And the said Aluey said that he had killed a Beast, and if it were this deponants, if he would put it up, and make noe more words of it he would pay him for three for it, and further saith not

Sworne this 28th day of Decembr 1665 Before mee John Jarboe

[p. 145] Daniel Hammond aged 17 yeares or thereabouts sworne & Examined saith that uppon Twesday the 19th day of this instant month, Pope Aluey this deponants father in law went out at night wth a Axe and by and by came in againe and told this deponants mother he had

Liber F F

done his Bussiness for hee had Cutt of a Beasts legg in the henn howse but she was a eating huskes like madd and the said Aluey went out againe wth a Axe and knocked the said Beast On the head and After Supper when the seruant was a Bedd) the said Aluey Askt this Deponant to goe wth him and helpe him to dress it And this deponant did goe wth the said Aluey and did helpe him to dresse it, And this Deponants mother did hold the Candle, And the next day the said Aluey Cutt out the meate and carryed it into the howse and the hyde the Satterday following the said Aluey put und^{r} the huskes in the henn howse and to the best of this depon^{ts} Judgm^{t} the marke of the Beast was one eare whole and a hole in it and the other Cropt and slitt but which this deponant knowes not—

Sworne before mee this 28th Decemb^{r} 1665 John Jarbo

Depositions to the Other Indictm^{t} ags^{t} Robert Dennis

The deposition of W^{m} Tuncks aged 30 yeares or thereabouts saith—

That the shirt which Robert Dennis stole out of the Chancello^{rs} howse att the head of the Riuer is his and the Carbine that he stole out of the said howse is the Chancellors, and that the shirt and Carbine now produc't to this deponant is the same shirt and the same Carbine That was lost out of the said howse & stole by the said Robert [p. 146] Dennis as aforesaid and further saith not

Jurat Coram me 24th the marke of
Decembris 1665 Will^{m} Tancks
Philip Caluert

Christopher Hall deposeth That he saw Robert Dennis bring into M^{r} Edmund Listers howse a Carbine und^{r} his Coate which Carbine was now shewed him and Confest by Robert Dennis to be taken out of the howse of Philip Caluert Esqꝫ: Christopher Hall

Jurat Coram me
24th Decem 1665
Philip Caluert

The Examinac̄on of Rob^{t} Dennis aged about 35 yeares or thereabouts

Confesseth that he Entred the howse of Philip Caluert Esqꝫ att the head of Saint Georges riuer and took out of the howse One Carbine and One shirt and that he Opened the doore wth the Key w^{ch} he took out of the window where he saw William Tanck lay it on Saterday the 23^{d} of December 1665—

Taken by mee the 24th day of
Decemb^{r} 1665
Philip Caluert

Liber F F [p. 147] The Charge being giuen to the Grand Jury Proclamac̄on was then made by the Cryer

All manner of persons that haue any Bills of Indictm^{t} to put unto the great Inquest, put them into the Court first that his Lordsp̄s Councell may peruse them or else they shall not be receiued

Noe person putting any in, after a while the Jury returnes into Court & deliuers in these bills foll̄: and that they were Content the Court should amend forme, and false Latine altering matter of noe substance in those bills w^{ch} they haue found.

The Jury for the Rig^{t} Hon^{ble} the Lord Proprietary doth p^{r}sent that Pope Aluey of Newtowne hundred in the County of S^{t} Marys Cooper the 19th day of Decemb^{r} in the yeare 1665 att Brittons Bay in Newtowne hundred in the County afores^{d} a Certaine Cow of black Culler to the uallue of two pounds tenn shillings sterling of the Goods and Chattles of Coll̄: William Euans then And there being found feloniously tooke stoled kill'd and carryed away against the peace of the said Lord Proprietary his Rule & dignity

Wittnesses John Jarbo — The said Bill by the Jury
James Pattison — Endorced thus
Walter Pake — Billa Vera
Gregory Rowse
Henry Aspinall
Daniel Hammond

The other Bill deliuered in by the Grand Jury

The Jury for the Rig^{t} Hon^{ble} the Lord Proprietary doth p^{r}sentm^{t} that Robert Dennis late of Poplar Hill in the County of S^{t} Marys the 24th day of December 1665 att Wolesley Manno^{r} in S^{t} Georges [p. 148] Hundred in the County aforesaid The dwelling howse of Philip Caluert Esqꝫ &^{c}: uppon Wolesley manno^{r} in the County aforesaid being by force and Armes between the houres of 8 and 9 before noone of the same day did break and Enter and one Carbine to the uallue of fifteen shillings and one shirt to the uallue of two shillings feloniously did steale and carry away against the peace of his said Lordsp̄ his Rule and dignity

Wittnesses — The said Bill by the Jury
W^{m} Tuncks Chris: Hall — Endorced by us—
Billa Vera

The Grand Jury dismist

Then the Cryer maketh Proclamacon thus, his Lordsp̄s Councell straightly Charge and Com̄and all persons to keepe silence for now they will proceed uppon the pleas of the Crowne to the arraignm^{t} of Prisoners uppon life and death and that all persons that haue any Euidence to giue against any of the prisoners draw near and giue yo^{r} attendance uppon forfeiting yo^{r} Recognizances—

The Clarke then bid the sherriffe sett Pope Aluey to the Barr, Liber F F
when done, he saith Thou art here indicted by the name of Pope Aluey for that thou on the 19th day of December &^{c}: (read the Indictm^{t} out) then the Clarke saith What saiest thow, art thou Guilty of the felony whereof thou stands indicted or not Guilty. Answered by the Prisoner (not Guilty) then being askt him by the Clarke how wilt thow be tryed, Prisoner answered by God and the Country, the Clark saying God send thee a good deliuerance—

Then Robert Dennis was called to the Barre but declared by the [p. 149]
sherriffe that hee had escaped out of Custody and fled for it Whereupon Ordered it be Entred for the first time of his being called and noe appearance made

Then the Clarke called to the sherriffe for a pannell of Jurors to try the Prisoner Pope Aluey

The sherriffe makes his Returne of the names of those that are impannell'd uppon the petty Jury (uizt)

Foreman Cap^{t} Thomas Mannyng
John Gittings
Richard Stone
Dauid Jones
Thomas Hatton
John Smyth

Justinian Gerrard
Thomas Ennis
Thomas Sprigge
Marmaduke Snow
Daniel Clocker
Peter Mills

Clarke saith

Yo^{w} good men that be impanelled to inquire between the Rig^{t} Hon^{ble} the Lord Proprietary and the Prisoner att the Barr answer to yo^{r} names euery man att the first call upon paine and perill that shall fall thereon

Clarke

Pope Aluey hold upp thy hand att th^{e} Barr These good men that were last called and haue here appeared are those that shall passe between the Lord Proprietary and yo^{w} uppon your life and yo^{r} death, that therefore if yo^{w} [or any of yo^{w}] will Challenge them or any of them yo^{w} may Challenge them as they come to the Booke to be sworn before they be sworn and yo^{w} shall bee heard

The Cryer then makes Proclamac̄on

If any man cann informe his lordsp̄s Councell the Attorney Generall or this inquest to be taken between the Lord Proprietary and the Prisoner att the Bar of any Treason Murder Felony or other [p. 150]
misdemeanor committed or done by the Prisoner att the Bar: let them come forth and they shall be heard, the Prisoner stands att the Bar uppon his deliuerance. Noe informac̄on giuen in—

The Jury was then sworne euery man seuerally by this Oath following—

Liber F F Yo^{w} shall well and truely try and true deliuerance make between his Lordsp̄ the Lord Proprietary and the Prisoner att the Bar, whom yo^{w} shall haue in Charge according to yo^{r} euidence soe help yo^{w} God.

The Clark then call'd them ouer and the sherriffe counted them being twelue Clarke askt are yo^{w} all sworne or not they answered Yes

The Clark called Pope Aluey hold up thy hand att the Bar, and saith Look uppon the Prisoner yo^{w} that be sworne and hearken to his Cause Yo^{w} shall understand that he stands indited by the name of Pope Aluey for that hee the 19th day of Decemb^{r} in the yeare 1665 (the Indictm^{t} then read out) uppon this Indictm^{t} hee hath been arraigned uppon his arraignment he hath pleaded not Guilty, and for his tryall hath put himselfe upon God and the Country which Country are yo^{w}, so that yo^{r} Charge is to enquire whether he be Guilty of this felony whereof hee stands indited or not Guilty if yo^{w} find him Guilty yo^{w} shall enquire what lands Tenements Goods and Chattles he had at the time of the felony Committed or at any time [p. 151] sithence, if yo^{w} finde him not Guilty then shall yo^{w} enquire if he did flye for it or not, if yo^{w} finde that he did not fly for it, then yo^{w} shall enquire what Goods or Chattles he had att the time when he did fly for it, or att any time sithence, if yo^{w} find him not Guilty, nor that he flye for it, say soe and no more, and hear yo^{r} Euidence—

The wittnesses were all Called to the Board and sworne which are exprest under the Inditement and there Examined—The Jury hauing theire Charge giuen they wthdraw and Ordered the sherriffe prouide them a roome wthout hauing meat or drinke untill they make returne of their Verdict.

The Jury of life and death being agreed they came into Court to giue theire Verdict, being call'd by theire names and all answered thereto, was askt by the Clark if they were agreed of theire Verdict, who answered Yes, who shall say for yo^{w}, answered the foreman

Pope Aluey hold up thy hand att the Bar.

Then say to the Jury Look upon the Prisoner yo^{w} that be sworne what say yo^{w}, is he Guilty of the felony whereof he stands indicted or not Guilty Who deliuered theire uerdict in writeing on the back of the Inditement, Thus—(Guilty) And the Cow worth Eleauen pence and noe more—

Whereupon they were againe Com̃anded out to Consider thereof with a Charge giuen them to haue a speciall Care in what they did.

[p. 152] The Jury returnes into Court the second time & askt if they were all agreed as in the former time who answered yes Then the foreman deliuers in theire Verdict on the back side of the Inditement thus (Guilty)

Then being askt what lands or Tenements Goods or Chattles had he at the time of the felony Comitted or att any time sithence—theire Answere None to Our knowledge, did he fly, noe

Clarke/Hearken to yo^{r} Verdict as the Court Recordeth it—Yo^{w} say Pope Aluey is Guilty of the felony whereof he stands indicted: answere Yes And soe yo^{w} say all, answere Yes Liber F F

The Petty Jury dismist

Clarke saith/Sherriffe set the presoner to the Bar:

Judge speaketh—Yo^{w} doe remember that yo^{w} haue been indicted for felony by yo^{w} done and Com̃itted; uppon yo^{r} indictment yo^{w} haue been arraigned and haue pleaded not Guilty, And for yo^{r} Tryall haue put yo^{r} selfe uppon God and the Country which Country hath found yo^{w} Guilty, what cann yo^{w} now say for yo^{r} selfe why according to law yo^{w} should not haue Judgm^{t} to suffer death. Whereuppon hee Claim'd the benifitt of his Clergy, which were denyed him the Record makeing it manefest that he haue had it allready allowed him in this same Court. Then he throw himselfe upon the mercy of the Board. The Judge then read this sentence to him & gaue Judgment in these words following–(uizt)

Yo^{w} shall be Carryed to the Place from whence yo^{w} Came, from thence to the Place of Execuc̄on and there be hanged by the neck till yo^{w} are dead— [p. 153]

Then came seuerall persons and uppon theire kneese humbly begg of the Leiutenn^{t} Gen^{ll} the life of the said Pope Aluey, & that hee would please to reuerse the Judgm^{t} Through the Earnest intercessions of the said p^{r}sons, The Gouerno^{r} hath giuen & Granted the said Pope Aluey Respite of Execuc̄on and Liberty to depart to his owne howse Yet neuertheless the Judgm^{t} and sentence past against him to remaine in full force and effect on the Records during the pleasure of the Gouerno^{r} and according as the said Aluey shall hence forward behaue himselfe in his remaining Course of life.

The Gouerno^{r} & Councell then Came to Ciuill Causes wth theire proceedings

Henry Hare plaintiffe Jonath: Sibrey def^{t}	Respited till tomorrow morning
Thomas Gerrard pl̄t Rich^{d} ffoster def^{t}	Respited ut supr
W^{m} Smyth pl̄t W^{m} Reape def^{t}	Respited ut supra
Justinian Gerrard pl̄t John Carrington deft	Compounded.
W^{m} Boarman pl̄t Mar: Snow def^{t}	Arbitrated

Liber F F [p. 154]
Wm Hollingworth pl̃t
Wm Price deft
Respited till tomorrow

Paull Marsh pl̃t
Pope Aluey deft
Respited till tomorrow

Henry Cowrsey pl̃t
Godfrey Bayley deft
Noe Returne made by the sherriffe Neither party prsent respited till the last day of the Court

Wm Leeds pl̃lain
Henry Clay deft
Vt supra

Thomas Gerrard pl̃t
Philip Combes deft
Non est Inuentus

Reymond Staplefort pl̃t
John Bayley deft
Withdrawne

Reymond Staplefort pl̃t
John Bayley deft
Second accōn wthdrawne

Thomas Mountfort pl̃t
Francis Armstrong deft
The pl̃t not appearing to declare to the Court whether the said accōn is let fall'n or not the Board being informed the bussiness is ended, therefore Ordred a nonsuite agst the pl̃t: be entred

Henry Hudson pl̃t
Henry Gooddrick deft
Noe returne made by the sherriffe neither party appearinge

Wm Hemsley plaintiffe
Jon: Sibrey & Ed: Jones deft
Noe returne made by the sherriffe nor neither party appearinge

Robert King plaintiffe
William Greene Elizab: his wife and John Braddey defendant
The sherriffe returnes his writt executed on Greenes wife and Braddy, but for Wm Greene Languidus in Prisona

Thomas Mannyng pl̃t
William Bretton deft
Non est Inuentus

William Hollingworth pl̃t
James Jolly defendant
The plaintiffe being the security for the defendt for his appearance, but noe appearance made by the deft Ordered the pl̃t: be nonsuited wth Cost of suite

Liber F F
[p. 155]

John Bayley plaintiffe
Rey: Staplefort deft
first accon

John Bayley plaintiffe
Rey: Staplefort deft
second accōn

John Baley plaintiffe
Rey: Staplefort deft
third accōn

John Bayley plaintiffe
Rey: Staplefort deft
fourth accōn

John Bayley plaintiffe
Rey: Staplefort deft
fifth accōn

John Bayley plaintiffe
Rey: Staplefort deft
sixth accōn

Withdrawne

Thomas Gerrard pƚt
Willm Boarman deft
Non est Inuentus

John Edmondson pƚt
Thomas Martin deft
Noe returne made or either party appearing

William Smyth pƚt
Tho: Paine deft
Non est Inuentus

John Stanesby pƚt
Fran: Holland deft
Compounded.

James Jolly pƚt
Peter Jones deft
Non est inuentus by the sherriffes returne of Caluert County, and noe Returne made from Baltemore County of that writt sent theither there being 2 issued

Josias ffendall pƚt
Dan: Johnson deft
Non est inuentus

James Courtney pƚt
Thomas Mannyng deft
Compounded.

Thomas Sprigg plaintiffe
Reymond Staplefort deft
Writt of Arrest return'd by Mr Charles Brooks sherriffe of Caluert County endorced thus (Non est inuentus)

Richard Bayley pƚt
Joseph Emmons deft
Tarde [p. 156]

John Gittings pƚt:
Hen: Banister and
Christian his wife deft
Tarde

Wm Smyth pƚt:
Wm Price deft
The sherriffe of Charles County returnes his writt thus endorced

Liber F F William Price being in Custody for Debt Could not remoue him to answere this suite without Habeas Corpus Henry Adames

Whereupon Ordered that a Habeas Corpus doe issue to bring downe the Body of William Price to answere the s^{d} suite the next Prouinciall Court

Then came James Courtney & acknowledged the ensueing discharge to Cap^{t} Thomas Mannyng as his Act and deed—

Know all men by these p^{r}sents that I James Courtney of the prouince of Maryland plant^{r} doe for me my heires Executo^{rs} & Administ^{rs} firmely by these p^{r}sents remise release and for euer quitt Claime unto Cap^{t} Tho: Mannyng his heires &^{c}: of and from all and all manner of accōns suites quarrells debts sūme or sūmes of money whatsoeuer as allsoe all accompts reckonnings Challenges & demands whatsoeuer from the beginning of the world to the day of the date hereof, as wittnes my hand this 3^{d} day of January 1665—

Wittnes the marke of
John Gittings James Ɨ Courtney
Justinian Gerrard the marke of sealed
Henry Hare **ff A**
John Stanesby Fran: Armstrong
Acknowledged in Open Court D I

[p. 157] This Bill bindeth mee Ralph Haywood of S^{t} Marys County in the prouince of Maryland Gent: my heires Executo^{rs} and Administrators to pay or Cause to be paid unto Thomas Nottley of the same County and prouince merchant or unto his heires Executo^{rs} Administrato^{rs} or Assignes the Just quantity of Eighteen hundred fourty and three pounds of good bright and large leafe tobacco and Caske att or before the first day of October next ensueinge the date hereof, upon my owne plantac̄on upon S^{t} Clements Manno^{r} Wittnes my hand the 20th day of Aprill anno 1664 Raphaell Haywood

Signed & deliuered in P^{r}sence of
Philip Wallwin
the marke of
John ⊢⊣ Gouldsmyth

Then followes

I underwritten will pay more the quantity of two hundred thirety fiue pounds of tobacco and Caske unto Thomas Nottley his heires or Assignes for goodnes and at time and place as the first aboue bill specifyeth wittnes my hand the 23^{d} Ap^{r} 1664
Wittnes John Smyth Raphaell Haywood

Maryland Tho: Nottley of S^{t} Marys County Complaineth ags^{t} Raphaell Haywood late of the same County and now of Caluert County, for that whereas the said Raphaell Haywood standeth obleiged unto the said Thomas Nottley Two thowsand seauenty & Liber F F Eighte pounds of tobacco and Caske long since due to be paid as will more amply appeare by writeing under the hand of the said Raphaell Haywood, the which the said Thomas Nottley cann proue, Now soe it is the said Haywood his Obligac̄ons not minding hath and still doth payment of the said Tobacco and Caske unto him the said Thomas Nottley Refuse to make wch hee the said Haywood according to the tenure of his Obligac̄ons ought to haue long since performed— Verte

The Premisses Considered the humble Complaint Craueth Judgmt [p. 158] of this Honble Court agst the said Haywood for his debt and such Reasonable dam̄age as to this Court shall seeme meete, and for Cost of this his suite And he shall euer pray &c—

Tho: Nottley pl̄t
Ra: Haywood deft } James Thompson the prtended Attorney of the defendts produced his power, but by the Board was not allowed as Authenticke by reason it gaue power but to the 10th of October being last Prouinall Court Whereupon the defendant not appearing by himselfe nor lawfull Attorney, was then demanded of the sherriffe of Caluert County who was the said Haywoods security for his appearance, who answered he tooke the said Haywards owne Bonds to answere the said suite

The plaintiffe Craues Judgment for his said debt of Two thowsand seauenty eighte pounds of tob: Ordered that Judgmt passe against the said Raphaell Haywood for the said sum̄e of 2078℔ tob: after the said Bill being proued by John Gouldsmyth and John Smyth 2 of the wittnesses thereto

Maryland Thomas Nottley of St Marys County Complaineth agst Raphaell Haywood of Caluert County, for that whereas the Case being such that the said Haywood doth owe unto the said Nottley Two Cowes either wth Calfe or Calues by theire sides which ought to haue been deliuered to the said Thomas Nottley att or before the first day of Aprill now last past, And he the sd Raphaell Haywood Refusing the said Cowes in maner as aforesaid to deliuer, the said Nottley Therefore saith in ffact that he is dampnifyed thereby to the [p. 159] uallue of sixteene hundred pounds of tobacco and therefore brings this his acc̄on and Craueth Judgmt of this Honble Court agst the sd Haywood for the aforemenc̄oned Cowes in manner to be deliuered as aforesaid and for his dam̄age & Cost of suite And he shall euer pray &c

Thomas Nottley plaintiffe
Raphael Haywood deft } The defendt not appearing as in the aforegoeing Cause neither by himselfe nor his lawfull Attorney to which acc̄on he was his owne Bayle allsoe, Whereupon Ordered Judgmt pass agst the said Raphaell Haywood according to the plaintiffs request in the aforegoeing declarac̄on required wth Cost of suite

Liber F F Att a Court held 24th Aug° 1665 att William Turners by the Appointmt of Mr John Stanesby Guardian of Wm Turners Children, and Thomas Bowdell as Administrator of Docter Cliftens Estate and Demetrius Cartwright Guardian of Bromhals Children—

Tho: Sprigg	Hugh Stanley	
Tho: Mannyng	George Peake	Gent̄
Tho: Brooke	Wm Dorington	

Ordered that the Orphants of Wm Bromall and theire estate be deliuered unto John Stanesby (Guardian of Wm Turners Children) for the use of Wm Turner, prouided that hee put's in security the next County Court to performe a uoluntary Order wch Docter Cliften engaged to performe in the Court for Bromalls Vse att a Court held the 26th August 1664 True Copie John Turuill Cl̃ke

Att a Court held 10th June 1665

Tho: Sprigg	Hugh Stanley
Tho: Mannyng	Rich: Collett
Tho: Brooke	Wm Dorrington
Tho: Leitworth	Tobias Norton

Luke Bromall Choseth for his Guardian Mr Demetrius Cartwright
True Copie John Turuile Cl̃ke

[p. 160] To the honble the Gouernor and Councell

The Petition of Dem: Cartwright Sheweth

That whereas att a County Court held for Caluert County the 21th day of Nouembr last past there was an accōn Comenced agst yor petr of slander by Thomas Hooton of the sd County And yor petr the Judgmt of the said Court wauing did thereupon to this honble Court appeale as he doth now appeale and doe humbly desire that all records Relating unto the said Cause may be by uertue of a writt from this honble Courte to Issue before yor Honnors and Councell to be returned uppon a Certaine day att this next Court to be held that thereon may be such Consultacōn Judgmt and determinacōn as may seeme Just and Equitable and that thereupon yor petitionr may be dismist from further trouble uexacōn and dam̄age in that illegall suite &c: and he shall pray &c

Att a Court held the 21th Nouembr 1665 for the County of Caluert

Thomas Truman Esq	George Peake	
Thomas Sprigg	Tho: Leitchworth	
Thomas Mannyng	Wm Dorrington	Gent̄
Thomas Brooke	Wm Groome	
Hugh Stanley	Toby Norton	
Richard Collett	Reymd Staplefort	

Thomas Hooton pl̄t
Dem: Cartwright deft } The deft Craues an appeale to the Prouinall Court

To the worsp^{ll} Comm^{rs} of Caluert County Liber F F

The humble pet^{n} of Tho: Hooton sheweth

That Demetrius Cartwright hath falsly slandered and defamed yo^{r} pet^{r} by saying yo^{r} petition^{r} stole Goods from Michael Catterson & others by which report yo^{r} pet^{r} hath been uery much defamed and blemished in his Credite Now soe it is that yo^{r} pet^{r} being found [p. 161] Guiltless humbly Craueth of this worsp^{ll} Court redresse against the said Cartwright for the s^{d} defamac̃on according as this worsp^{ll} Court shall adjudge wth Cost of suite and yo^{r} pet^{r} as in duty bound shall pray &^{c}.

The deposition of Thomas Paggett aged 25 or thereabouts sworne sayth—

That Demetrius Cartwright Com̃ing to my howse I asked who he thought stole the Goods, & discribing a man to mee I asked if it was Thomas Hooton and hee answered it was the same & further saith not

The deposition of Richard ffountaine aged 30 or thereabouts sworne saith—

That I went to Demetrius Cartwright and asked him if he would tell mee who stole the Goods out of my howse and hee told mee Thomas Hooton stole the Goods and bad me tell him it was his best way to bring the Goods to sight or else he would Cause him to be laid in the sherriffs handes and further saith not

The deposition of Jasper Allen aged 24 or thereabouts sworne saith

That being att the howse of Thomas Paggetts wth Richard ffountaine Demetrius Cartwright came in and asked Richard ffountaine if he heard any thinge of the Goods and fountaine said yes but not of the party yo^{w} told mee on, but of another Boy then Cartwright said that they were Conueyed to him and further sayth not

True Copie John Turuile Clk̄e

Demetrius Cartwright plt:
Vppon the appeale
Thomas Hooton defendant

The said Thomas Hooton not appearing, the said Cartwright desires a dissmission from the Cause and accõn wth Cost of suite, Which by the Board was allow'd.

Demetrius Cartwrights bill of Charge against Thomas Hooton— [p. 162]

Att the Prouinciall Court 6 dayes	180℔ tob:
for Attorneys ffees	60
To the Clarke of the Court here	80
Ordered	320

Liber F F To The Right Honn^{ble} the Gouerno^{r} And Councell

The humble pet^{n} of Dem: Cartwright Sheweth

That whereas Luke Bromall was by Order of the County Court the 20th day of June last past, Ordered to Remaine dwell & abide wth yo^{r} pet^{r} as his Guardian together wth his Brother Richard Bromall, Now soe it is that the said Court p̄ an uertue of an Order bearing date the 24th Aug^{o} last past, hath Ordered the Orphants that they shall be under the Guardianship of John Stanesby Chirurgeon and the orphants being thereunto unwilling and hauing a desire that both there Estates and p^{r}sons may be under the Guardianship Charge managem^{t} & tuition of yo^{r} pet^{r} especially the eldest by name Luke being of Capable age of Elecc̄on in that Case hauing unto yo^{r} pet^{r} addressed himselfe and made request that he would Vouchsafe the Guardianship and Charge aforesaid, hee therefore doth humble pray that this honn^{ble} Court will please to take the premisses into theire serious Considerac̄ons and giue such further Judgm^{t} and determinac̄on uppon the s^{d} orphants desire and request as may be sutable to law in that Case, And yo^{r} pet^{r} shall euer pray &^{c}

[p. 163] Demetrius Cartwright p̄lt } The foregoeing pet^{n} wth the Coppyes of
John Stanesby defendant } the Orders of the County Court entred in fo: 159 being read It is Ordered That the Orphant Luke Bromall doth remaine und^{r} the Guardianship of Demetrius Cartwright and the Estate remaine where it is according to those two foresaid Orders of the said County Court of Caluert

John Stanesby preferrs his Bill of Charge being for 300^{lb} tobacco, which was Ordered to be paid out the said Orphants Estate

The Court adjournes till tomorrow morning 9 of the Clocke

All mett as yesterday being the 4th day of January

To the Hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet^{n} of Isaack Bedlow The Attorney of Dauid Anderson Humbly sheweth

That whereas Henry Hudson obteyned a Judgm^{t} in the Prouin^{all} Court held att S^{t} Marys on the 13th day of October 1665 ags^{t} yo^{r} pet^{r} for a uessell & 1780^{lb} tob: for Cost of suite, in which proceedings in the record processe and rendring of the said Judgm^{t} there is manifest and apparant error whereby yo^{r} pet^{r} is greatly injured, Yo^{r} pet^{r} therefore prayeth your Honno^{rs} to grant him liberty to Assigne Errors in this next Assembly and that yo^{r} Honno^{r} would please to appoint a certayne time for the hearing correcting and determining the said Errors in this next Assembly and that a supersedeas may be granted to stay all Execuc̄ons suits and proceedings ag^{t} yo^{r} pet^{r} for or Concerning the said Judgm^{t} till the said Errors be heard and determined, And that a scire facias may issue forth to cause the de-

fendant Hudson to come & appeare before your Honno^{rs} and the Assembly att a Certaine day, then & there to stand to & abide such Order and determinac̄on therein as shall be found to be agreable to Equity & Justice And yo^{r} shall pray &^{c}: Liber F F [p. 164]
Fiat Justicia Charles Caluert

Cecilius &^{c}: To the sherriffe of S^{t} Marys County Greeting &^{c}: Whereas in the Record & process and also in the rendring Judgm^{t} of the plaint which in Our Prouin^{all} Court held the 13th Octob^{r} 1665, betweene Henry Hudson of this prouince plaintife and Dauid Anderson late of New England def^{t} as well of a Certaine ffrigott which the said Henry Hudson in our said Court recouered ags^{t} Dauid Anderson as of 1780^{lb} tob: which to the said Henry Hudson in the same Court were adjudged for Cost of suite, manifest Error hath interuened to the Greiuous dam̄age of him the said Dauid Anderson as by the inspecc̄on of the Record and process thereupon which before us lately for Cause of Error in the same to be Corrected we haue caused to com manifestly appeareth, Now on the behalfe of the said Dauid Anderson wee haue accepted that although the said Dauid Anderson did prosecute our writt for the error in the Record aforesaid to be corrected and that the plea upon the said writt of Error remaineth undetermined, yet yo^{w} after the allowing the said writt of Error the said Dauid Anderson doe prosecute as wee are informed wee being willing in this behalfe to doe that which is Just and unwilling to Injure the said Dauid Anderson in th^{e} p^{r}misses

To yo^{w} and yo^{r} Deputyes doe Com̄and that from Execuc̄on of the [p. 165] said Judgm^{t} yo^{w} forbeare, the said Errors remaining undiscussed, as allsoe from any further prosecuc̄on or molestac̄on of him the said Dauid Anderson by any maner of way for or by reason of the detaining of the said ffrygott till the Errors abouesaid in Our Assembly to be held att S^{t} Marys the 8th of this Instant January shall be heard & determined And further that yo^{w} doe Cause the said Henry Hudson to make his p^{r}sonall appearance Before Vs & o^{r} Assembly on the said Eighth day of January then and there to abide what wee shall decree & Order in and Concerning the p^{r}misses, Giuen att S^{t} Marys this second day of January in the 34th yeare of Our Dominion ouer the said Prouince Annoqȝ Domini 1665 Wittnes Our deare sonn & heire Charles Caluert Esqȝ Our Leiutenn^{t} of Our said Prouince of Maryland Charles Caluert

Henry Hudson plaintiffe
Isaack Bedlow & Thomas Nottley def^{t}
This acc̄on superseded ut supra

William Hollingworth pl̄t
W^{m} & Hannah Price def^{ts}
The pl̄t hauing time till this Prouin^{all} Court to put in his Replicac̄on to the def^{ts} answeres to that Bill in Chancery preferr'd ags^{t} them by the

Liber F F plaintiffe Hannah Price being called to answere thereto replyed she could say no more therein then what she declared in her Oath to the Bill in Chancery; being then showne a Bill under her hand for fiue hundred pounds of tobacco payable to William Cole and from him assigned to the said William Hollingworth and being demanded if that Bill was euer sattisfyed she answered Noe that was a Just debt

Whereupon Ordered her acknowledgement should of the said Bill bee Entred—which said Bill is as followeth (uizt)

[p. 166] This Bill bindeth mee Hannah Lee mee my heires Executors Administrators or Assignes to pay or Cause to be paid unto Will^{m} Cole his heires or Assignes the full & Just sum̄e of fiue hundred pounds of good sound merchantable leafe tobacco & Caske to be paid upon all demands in S^{t} Marys County as wittnes my hand this 22th day of September Anno 1663

marke of
interlined before Assigned Hannah **H H** Lee
Witnes at p^{r}sent The
John Vanheeck

und^{r}written thus

Sworne in Open Court the 2^{d} March 1664 by John Vanheeck that the abouesaid specialty was by the said Hannah Lee deliuered as her Act and deed and in his p^{r}sence by her assigned

Daniel Jenifer Clke

Then followes thus

Mistris Lee pay to the bearer hereof William Hollingworth the Contents of this Bill from Yo^{r} freinde
Testes John Vanheeck W^{m} **WC** Cole
his marke

then againe

Receiued of W^{m} Hollingworth uppon this bill the sum̄e of ffiue hundred pounds of tobacco I say rec̄d th^{e} Contents of this bill by mee this 14th day of January 1665. W^{m} **WC** Cole

The said William Hollingworth was then Ordered to deliuer in his accompt and sweare thereto which is as followeth (uizt)

This 7th Day of December 1663
M^{rs} Hannah Lee is Debt^{r}

	℔ tob:
For the remaind^{r} of her Bill	2298
For 30$^{℔}$ of fflower att 2$^{℔}$ p̄ pound	60
For 6 dowzin of pipes	20
For 1 gallon of wine	32
	2410

Verte

[p. 167] P Contra Credito^{r}
This 19th Decemb^{r} 1663

	℔ tob:
For 4 hhds weighing net deliuered to Andrew Woodbury	1375

Liber F F

	℔ tob:
Brought ouer from the other side	2410
Creditor	1375
	1035
For a Bill of Wm Cole	500
Rest due	1535

Errors Excepted by mee
Wm Hollingworth

Sworne unto in Open Court by William Hollingworth to be a true & Just accompt this 4th day of January 1665
Daniel Jenifer Clke

Then was deliuered into Court the bare Complaint of Thomas Sprigg agst Reymond Staplefort the writt thereon being return'd not Executed, the plts attorney demands from the deft an acknowledgmt in open Court for his fault Com̄itted but by hime denyed whereupon the said Sprigg is left to seeke his remedy agst the said Staplefort

Paull Marsh plt
Pope Aluey defendt } Compounded as by both partys confest &c:

Henry Hare plt
Jona: Sibrey deft } Respited till the last day of the Court

William Smyth plt
Samuell Reape deft } Respited till tomorrow morning

Henry Cowrsey plt } No returne made of the writt if executed or
Godfrey Bayley deft } not, and the Court Considering the hard weather may Occasione theire hinderance of Coming downe the Bay it is Ordered a new writt doe issue to arrest the defendt to the next Prouinciall Court

Then came Thomas Nottley & John MoreCrof and preferrs this ensueing petition as the Attorneys of Mr Thomas Gerrard [p. 168]

To the honble Charles Caluert Esq Leiutennt Generall and Gouernor
and the Rest of the Councell

The humble petition of Thomas Gerrard sheweth

That whereas yor petr acknowledged a Recognizance before the Lord Proprietary of this Prouince of One thowsand pounds sterling with a defezance thereuppon to Abel Snow who assigned the same to Idith Snow who assigned to Marmaduke Snow who issued out a scire facias thereuppon and att a Prouinciall Court the sixth day of October 1664 had Order to haue Execucōn thereuppon for One

Liber F F thowsand pounds sterling, whereupon the s^d^ Marmaduke Snow sued out Execucon by way of Leuari facias to leuy by way of Execucon the said sume of 1000^lb^ sterling which was accordingly executed upon your pet^rs^ Goods and Chattles to the uallue of Two hundred ninety nine pounds Eleauen shillings and three pence halfe penny the said Marmaduke making further Complaint to the Court that the sherriffe had leauyed but 299^lb^ : 11^s^: 3^d^ ob: and not finding any more p^r^sonall estate to perfect th^t^ Execucon the Court passed further Ord^r^ the first of March 1664 that the lands of yo^r^ pet^r^ should be Extended and Appraysed unless yo^r^ pet^r^ did produce personall Estate to Compleate th^e^ remaind^r^ of the 1000^lb^ sterling whereupon an Extent issued out ags^t^ yo^r^ pet^rs^ lands and was by the sherriffe executed in which Ord^r^ Ex post facto and the proceedings to grant Extent the writt of Extent there is manifest Error as allsoe in the sherriffs returne of the Execucon thereof verte

[p. 169] Yo^r^ pet^r^ humbly prayeth yo^r^ Honno^rs^ the premisses Considered to grant him Liberty to Assigne Errors in the next Assembly and to grant him a writt of Error that hee may thereby bee releiued against the illegall and Erroneous proceedings of the said Snow ags^t^ him And yo^r^ pet^r^ shall pray &^c^:

Vppon the suggestion of the foresaid pet^n^ the said Thomas Gerrard is Granted by Ord^r^ of this Board to Assigne Errors, And put them fforthwith into this Court, to be determined next Assembly, Whereupon the said Attorneys w^th^drew and a while after came & deliuered theire Errors into Court which are as followeth–(uizt)

Errors assigned by Thomas Gerrard upon the proceedings to the Execucon ags^t^ him by Marmaduke Snow

1^st^ The Order of Court ex post facto to haue an extent, after Snow had made his Eleccon to haue Execucon by Leuari ffacias is Error

2 The Order of Court ex post facto is generall to haue Extent ags^t^ his lands whereas the Extent should be speciall ags^t^ the lands hee had att the time of the acknowledging the Recognizance is Error

3 The writt of Extent uaryeth from the Ord^r^ being misrecited in the writt the Order being the Ground of the writt it ought not to uary from the Order but agree therwith in forme and in terminis is Error.

[p. 170] 4 The returne of the sherriffe of the Execucon of the Extent is defectiue in a materiall poynt for it doth not Express that the Extent was by the Oath of twelue men it not menconing that they were sworne

Then Came M^rs^ Mary Bateman into Court and acknowledgeth Judgm^t^ unto M^r^ Thomas Nottley for the sume of Eight hundred and sixty pounds of tobaccoe—

William Smyth plaintiffe }
Reymond Staplefort def^{t} } Liber F F

To the hon^{ble} the Gouerno^{r} & Councell of Maryland

Sheweth that the said Staplefort is indebted to the pl̃t: in the sum̃e of Three Thowsand Eighte hundred pounds of tob: & Caske for accomodac̃ons allready receiued which sum̃e the said Staplefort refuseth to pay and therefore the pl̃t bringeth his accõn and prayeth Order of this Hon^{ble} Court for his said debt wth Cost of suite and he shall pray &^{c}

The pl̃t prouing his debt the def̃t hauing nothing materiall Against th^{e} same to alleadge, It is Ordered that W^{m} Smyth haue Judgm^{t} ags^{t} Reymond Staplefort for Three Thowsand Eighte hundred pounds of tobaccoe and Caske wth Cost of suite

Marmaduke Snow pl̃t }
John ffoxhall defend^{t} } The pl̃t alleadging that his Attorney Doct^{r} Luke Barbier is Absent, and left destitute of any p^{r}son to plead his Cause, whereuppon it is Ordered that 2 p^{r}sons be appointed to Audite all accompts betweene both partyes and make theire report thereof att the next Prouin^{all} Court, & further that a Com^{con} be sent M^{r} Robert Slye and M^{r} Thomas Nottley for that purpose as followeth [p. 171]

Cecilius &^{c}: Whereas there are seuerall Causes depending betweene Marmaduke Snow pl̃t: and John Foxhall def^{t}: upon Accompt and for as much as the said partyes hath desired the said differences to be put to 2 Auditors by Vs appointed in Prouin^{all} Court, Wee doe therefore hereby will & require yo^{w} Rob^{t} Slye and Thomas Nottley Gen^{t}: that on the tenth day of this instant month of January att some place by the s^{d} partyes appointed, yo^{w} dilligently ueiwing all papers whatsoeuer that shall be brought before yo^{w} Concerning the Bussiness aforesaid yo^{w} send a Report thereof und^{r} yo^{r} hands & seales To the next Prouin^{all} Court held att S^{t} Marys on the third day of Aprill next ensueing the date hereof, And doe hereby further appoint and Authorize yo^{w} to Examine upon Oath & take depositiones of such persons that cann giue Euidence in Relac̃on to the p^{r}misses aforesaid, Giuen att S^{t} Marys und^{r} the lesser seale of this Prouince of Maryland this 6th day of January in th^{e} 34th yeare of Our Dominion ouer th^{e} s^{d} prouince annoꝗ Dom: 1665 wittnes our deare Bro: Ph: Caluert Esqꝗ our deputy leiuten^{t} & Chancell^{r} of o^{r} s^{d} prouince of Maryland Signed Philip Caluert

To the Rig^{t} Hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland [p. 172]

The humble pet^{n} of Abra: Rowse Sheweth

That whereas yo^{r} pet^{r} did bring Certaine Goods and Clothes to the howse of William Hempsted, and yo^{r} pet^{r} hauing Occasione for

Liber F F the abouesaid Clothes and goods to the uallue of foure thowsand and four hundred pounds of tobacco yo^{r} pet^{r} hauing demanded them of the abouesaid Hempsted he the s^{d} Hempsted detaines them and refuseth to deliuer them unto yo^{r} pet^{r} as he shall make appeare

Wherefore yo^{r} pet^{r} humbly Craueth Ord^{r} of this Hon^{ble} Court for four thowsand four hundred and odd pounds of tobacco or his Goods & Clothes aboues^{d} wth Cost & Charge of Suite And he shall pray &^{c} Abraham Rowse

Abraham Rowse pl̄t } The def^{t} put's in his answere—(uizt) The
W^{m} Hempsted def^{t} } def^{t} saith for his plea, that for the great uncertainty in the declarac̄on as to the detainer the writt ought to abate and thereupon prayeth the Judgment of this Court—Whereupon time granted till next Prouinciall Court to put in a reply

Then Came M^{rs} Mary Bateman into Court and acknowledgeth Judgm^{t} unto Docter Luke Barbier for the sum̄e of ffowre hundred pounds of tobacco

[p. 173] The Court adjourns untill nine of the Clock tomorrow morning
All mett as yesterday, this being the 5th of January 1665

Then W^{m} Caluert Esqꝫ puts into Court his informac̄on Concerning the Vessell Hopewell of Kingsaile in Ireland for trading & transporting Goods Contrary to the Act of Parliament w^{ch} was read

John Gilson the master thereof desires time untill his Attorney Capt^{t} Thomas Mannyng Comes of from the Jury, w^{ch} was Granted

W^{m} Smyth plaintiffe } Compounded—The Condic̄on betweene the s^{d}
Sam̄ Reape defend^{t} } partyes was in Open Court proued by Thomas Dent & Henry Hyde the wittnesses thereto, and wthall it was proued by the Oath of Tho: Bennitt That the pl̄t did deliuer unto the def^{t} the tarr & nayles exprest in the s^{d} Condic̄on

Then Came M^{rs} Mary Bateman into Court and acknowledgeth Judgm^{t} unto M^{r} Isaack Bedloe for the sum̄e of Two thowsand ffowre hundred and twenty pounds of tob: uppon Bill

Marmaduke Snow Came into Court and acknowledged that he doth & shall take notice of the scire facias uppon the writt of Error now granted in Court to Thomas Gerrard wthout any further warning or notice to be giuen him by any Instrum^{t} whatsoeuer, for his appearance on the first day of th^{e} next Assembly

[p. 174] Henry Haire plaintiffe } The def^{t} not appearing and the Court Con-
Jonathan Sibrey def^{t} } sidering the hardness of weather for Boates to Come from Kent, it is Ordered that this Cause be Respited untill next Prouin^{all} Court

Liber F F

W^{m} Leeds Plaintiffe }
Henry Clay defend^{t} } Ordered ut supra

Thomas Gerrard pl̃t : } Thomas Nottley the pl̃t^{s} Attorney desires an
Richard ffoster def^{t} } imparleance untill next Prouinciall Court The pl̃t himselfe not being p^{r}sent who hath all writeings wth him, and him the said Nottley somewhat a stranger in the said Cause, which imparleance is by the Board allowed

To the hon^{ble} Gouerno^{r} & Councell

The humble pet^{n} of Jn^{o} Bayley Sheweth

That whereas yo^{r} pet^{r} landed into his howse in the month of October 1664 sundry sortes of Goods out of the Hopewell whereof John Sunderland was mast^{r} which Goods were Consigned to Cap^{t} James Neale by John Joyliffe of Boston as by bill of lading & Inuoyce may appeare to the uallue of Two hundred seauenty three pounds seauen shill̃ sterling, and the said Goods which by reason of the said uessell went not to Potomack, where expecting onely for Verte an oppertunity to be sent unto the s^{d} Neale But soe it is that on the [p. 175] 12th day of ffebruarye Ensueing whilst yo^{r} pet^{r} was absent from home Reymond Staplefort Entred into yo^{r} pet^{rs} Chamber as Euidently before this Hon^{ble} Court hath been made appeared, and there did rip up & break open 3 great packs of the said Goods and them did fraudently beare away to the uallue of Two hundred and nine pounds fourteene shillings and 3 pence sterling, & did hide them in seuerall places of his owne roome the which Goods or the most part of them are still in the sherriffs handes, through which Occasion yo^{r} pet^{r} hath been uery much dampnifyed both in the Goods and want of sale thereof as Clearely may appeare—

Therefore yo^{r} pet^{r} Craueth Ord^{r} for the Returne of the said Goods Clear of Charges from the sherriffe, that he may send them to the abouesaid Neale according to Consignac̃on and yo^{r} pet^{r} as in duty bounde shall pray &^{c}:

Reymond Staplefort making his appearance in Court and after some disputes inter him & the petitioner Concerning each Claime to and propriety in the said Goods menc̃oned in the foregoeing pet^{n} it is Considered by the Board that the s^{d} Goods were onely in the Custody of the said Bayley when first deliuered on shore, and the said Staplefort not producing any papers or Orders Authentick for the making good his Claime to the said Goods

It is therefore Ordered that John Bayley the pet^{r} haue those Goods according to the prayer of his pet^{n} now in the possession of Charles Brook gen^{t}: High sherriffe of Caluert County deliuered him by the

Liber F F uerte [p. 176] said sherriffe upon sight of this Order, Hee the said Bayley sattisfying all sherriffs & Clarks ffees whatsoeuer to this day that hath accrued or Occationed by the sd Staplefort's detaining such Goods from the petr As allsoe by the said sherriffs seizing them into Custody for the use and upon the said Bayleys Request by warrt from the Leiutennt Generall

Then Came Wm Caluert Esq his Lordsps Attorney and desires his informacon may be read wch hee putteth into Court agst the shipe or Vessell Hopewell of King saile in Ireland wch is as followeth—

To the Honble the Gouernor & Councell

Memorandum that William Caluert Esq Attorney Generall for the Rigt Honble the Lord Propr who as well for the said Lord Proprietary as for the Honble Charles Caluert Esq Leiutnt Generall & cheife Gouernor of this Prouince as for himselfe followeth. Comes into Court of the said Lord Propr before the Gouernor & Councell the fifth day of January one thowsand six hundred sixty ffiue in his proper person and as well for the Lord Propr as for the said Charles Caluert Esq Gouernor of Maryland as alsoe for himselfe giues the Court aforesd here to understand, That whereas a Certaine Act of Parliament of King Charles the second that now is begunn att Westminster the eighth of May one thowsand six hundred sixty one in the thireteenth yeare of his Raigne and theire Continued till the nineteenth of May in the foureteenth yeare of his Maties Raigne and thence Prorogued to the Eighteenth of ffebruary then next following and there Continued till the seauen and twentyth of July in the fifteenth yeare of his Maties Raigne and then Prorogued to the sixteenth of March then next following It stands Enacted by the Authority [p. 177] of the said Parliament, That from and after The fiue & twentyth day of March One thowsand six hundred sixty ffoure Noe Comodity of the Growth produccon or manufacture of Europe shall bee imported into any land Island plantacon Colony Territory or place to his maty belonging or which shall belong hereafter unto or be in the possession of his majesty his heires & successors in Asia Africa or America (Tangier only excepted) but what shall be bona fide & wthout fraud laden & shipped in England Wales or the towne of Berwick uppon Tweede & in English built shippinge or which were bona fide bought before the first day of October One thowsand six hundred sixty & two and had such Certifficate thereof as is directed in one Act passed the last sessions of this prsent Parliamt Entituled an Act for preuenting Frauds & regulating abuses in his Maties Customes, & whereof the mastr & three fourths of the marriners att least are English and which shall be carryed directly thence to the said lands Islands plantacons Colonies Territoryes or places & from no other place or places wtsoeuer any law statute or Vsage to the Contrary notwithstanding under the penalty of the loss of all such Comodities of the Growth produccon or manufacture of Europe as shall be imported into any of them from any other place whatsoeuer by land or water and if by water of the shipe or uessell also in which they were imported w^th^ all her Gunns Tackle furniture Ammunicon and Apparell one third to his ma^ty^ his heires and successors one third to the Gouerno^r^ of such land Island plantacon Colony Territory or place into which such Goods were imported if the said ship uessell or Goods be there seized or informed against and sued for, or Otherwise the third part allsoe to his Majesty his heires and successors and the other third part to him or them who shall seize informe or sue for the same in any of his Ma^ties^ Courts in such of the said lands Islands Colonies Plantacons Territoryes or places where the Offence was Committed or in any Court of Record in England by bill Informacon plaint or other accon wherein no Essoign Protection or wager in law shall be allowed Liber F F [p. 178]

Yet John Gilson Mast^r^ of the ship called the Hopewell of King saile and Isaack Draper Merchant uery little weighing the Act of Parliam^t^ aforesaid nor in any manner fearing the forfeitures in the said Act conteyned after the publishing the said Act and before the day of Exhibiting of this Informacon did Contrary to the said Act import into this Prouince in his said uessell called the Hopewell of Kingsaile certaine Goods of the Growth produccon & manufacture of Europe whereby the aforesaid John Gilson hath forfeited his said uessell w^th^ all her Goods Ammunicon tackle furniture & Apparell as by the said Act may more at large appeare

Whereupon the said W^m^ Caluert who followes as well for the Rig^t^ Hon^ble^ the Lord Proprietary as for the said Charles Caluert Esq Gouerno^r^ of this prouince prayes th^e^ Aduisem^t^ of the Court of the p^r^misses & that the said William Caluert may haue the third part of the said uessell Gunns tackle furniture and apparell forfeited as aforesaid according to the forme and Effect of the Act aforesaid as allsoe that the aforesaid John Gilson and Isaack Draper may Come here into Court and Answere the p^r^misses

By uertue of a summons from the Hon^ble^ the Leiutenn^t^ Gen^ll^ for John Gilson and Isaack Draper personally to appear att this Prouin^all^ Court this present day then & there to Answere the p^r^misses, uppon which, appearance being made The said Act of Parliament was read, as allsoe an Inuentory of Goods imported by the said Gilson and Draper, which by them was formerly (and since theire arriuall in the Prouince) deliuered unto the Gouerno^r^ Which Inuentory is as followeth [p. 179]

Inuoyce of Goods laden in Comp^t^ w^th^ M^r^ Thomas Gookin M^r^ John Sunbery and M^r^ John Mountfort on board the Hopewell of Kingsaile John Gilson master for Maryland w^th^ Cost & Charges foll:

Liber F F Kingsale 29th August 1665.

To 2 tunn & ½ of brandy cost	73:10:0
To 100 hatts att 2^s 6^d	12:10:0
To 14 doz: of shooes att 32^s	22: 8:0
To 40 barrills of malt at 12^s	24: 0:0
To 59 yds of gray serge at 2^s 6^d	7: 7:6
To 25 yds & ½ of red serge att 2^s 8^d	3: 8:0
To 94 bundles of grey frize at 6^d	4:17:0
To one dowzin & ½ of thread	2: 5:0
To 91 ā Canuan at 14^d	5: 6:2
To 93 ā of ditto of 12^d	4:13:0
To ½ a hundred of Caines at	3: 0:0
To 2 doz: of neckclothes att 12^d	1: 4:0
To 10½ yds of buckrom att	0:15:0
To 11 gross thread & haire buttons	1: 2:0
To one gross & ½ Coate buttons & Cloake at	1: 7:0
To 11 douzin hatt bands	1: 2:6
To a parcell of Eartherne ware	3:10:0
To 1 boult Canuas 88 ā at 12^d	4: 8:0
To 53 yds ¾ of baies at 18^d	4: 0:7½
To 1 ps of callaco lawne	3: 0:0
To 53 bundles of linnin att 3^d	0:13:3
To duty paid wth boatadge & porteridge of the aboue perticulers in Kingsale	3:18:0
To 20 dowzin of stockins att 10^s	10: 0:0
	198: 5:0½

[p. 180] Whereuppon Came as well the said William Caluert who followes as well for the Rig^t Hon^{ble} the Lord Proprietary as the said Charles Caluert Esqꝫ Leiutenn^t Generall & Cheife Gouerno^r of this Prouince, as allsoe for himselfe, As the said John Gilson & Isaack Draper By Cap^t Tho: Mannyng theire Attorney who saith that the said John Gilson & Isaack Draper are not Guilty of breach of the said Act of Parliam^t in manner & forme as the said William Caluert who followes as well for the Rig^t Hon^{ble} the Lord Proprietary as the said Charles Caluert Esqꝫ Leiutenn^t Generall and Cheife Gouerno^r of this prouince as Allsoe for himselfe hath Complained ags^t them, And further pleaded that the said Act of Parliam^t was repeal'd and that they the said John Gilson and Isaack Draper had Lycence from the Kings Ma^{ties} Officers to transport the said Vessell & Goods into this Prouince But they the said Jn^o Gilson and Isaack Draper not making it appeare to the Court that the said Act of Parliam^t is repealed or that they the s^d John Gillson and Isaack Draper had any Lycence Certifficate or Cocquetts from his Ma^{ties} Officer or officers to transport the said Vessell & Goods into this Prouince as they the said Jn^o Gilson and Isaack Draper haue alleadged

Therefore it is adjudged by the Court that the said Vessell and all Goods in her imported of the Growth producc̄on or manufacture of Europe, are by the said Act of Parliament forfeited According as the said William Caluert who followes as well for the said Lord Proprietary his Leiutenn^{t} Generall as allsoe for himselfe hath afore declared, And therefore doe Adjudge the said Vessell and Goods as aforesaid, to be forfeited to the said Lord Propriet^{r} & the said Charles Caluert Esqꝫ Leiuten^{t} Generall & Cheife Gouerno^{r} of the s^{d} prouince And that a third part thereof is due to the said William Caluert who followes as well for the said Lord Prop^{r} as the said Charles Caluert Esqꝫ Leiutenn^{t} Generall and Cheife Gouerno^{r} of the s^{d} Prouince of Maryland as for himselfe Liber F F [p. 181]

And that Execuc̄on doe issue forthwth ags^{t} the said Vessell & goods wth Cost of suite To be deliuered to the said L^{d} Proprietor and the said Charles Caluert Esqꝫ Leiuten^{t} Generall of this Prouince of Maryland and the said William Caluert Esqꝫ who followes as well for the said L^{d} Propriet^{r} and the said Leiutenn^{t} Generall as for himselfe, As the said W^{m} Caluert Esqꝫ hath prayed—

To the hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet^{n} of Mary Bateman sheweth

That whereas yo^{r} pet^{r} being Executrix of John Bateman (her late deceased husband) to whome Administrac̄on was Committed yo^{r} pet^{r} is ready to giue an accompt in such wayes & Order as this hon^{ble} Court shall think fitt &^{c}

Ordered that Thomas Truman John MoreCroft Thomas Nottley and Thomas Mannyng or any two of them doe Audite the pet^{rs} accompts, and make theire Report thereof to the next Prouinciall Court held the 3^{d} day of Aprill next

To the Hon^{ble} the Gouerno^{r} & Councell [p. 182]

Sheweth & Informeth yo^{r} Honno^{rs} William Caluert Esqꝫ Attorney Generall of the Rig^{t} Hon^{ble} Cecilius Lord & Prop^{r} of this prouince that whereas his Lordsp̄ is seized in fee of a Certaine freehould containing two hundred acres lying and being in S^{t} Jeromes in the tenure and Occupac̄on of Thomas Hooker and Patience his wife bounding &^{c}: which were late the lands of Francis Martin dec^{d} an alien and borne out of the Allegiance of Our Soueraigne the King which foresaid freehould wth the appurtenances is scituate in S^{t} Marys County Neuertheless the said Thomas Hooker and Patience his wife wthout title haue unlawfully intruded entred into and upon the aforesaid ffreehould the yssues & proffitts thereof yearly coming and renewing from the tenth day of Decemb^{r} in the yeare 1660 untill the day of the date of Exhibiting this informac̄on haue & doe receiue &

Liber F F take to theire owne proper use and behoofe and yet doe w^th^out paying any thing yearely to his lordsp̄ for the same to the disherison of his lordsp̄ in the p^r^misses

Therefore his lõps said Attorney Generall prayeth the Consideracon of this Court in the premisses and that the said Thomas Hooker & Patience his wife may answer the p^r^misses and shew by what right or title they hold the same; and for that purpose to award his lõps writt of subpœna unto them to be directed, Comanding them and either of them to be & appeare before yo^r^ Honn^rs^ in the Prouin^all^ Court att a day Certaine then and there to answere and be ordered in the p^r^misses as to yo^r^ Honno^rs^ upon heareing of the Cause shall seem meet

[p. 183] Ordered upon the foregoing informac̄on that Summons Issue to warne the said Thomas Hooker and Patience his wife, That they make theire p^r^sonall appearance the Court Prouin^all^ Court to answere what shall be Objected ags^t^ them on behalfe of the Lord proprietary in and Concerning the said parcell of land

Philip Holleger pl̄t } Ordered last Prouin^all^ Court that the def^t^
James Southerd def^t^ } should att this Prouin^all^ Court appeare, and giue in an accompt of the Estate of Jeremiah Hasling during the time he hath been in possession thereof to be deliuered (according to Ord^r^ of Court) to the heire of the said Jeremiah Hasling now wife to the pl̄t: yet Neuertheless the said James Southard hath not appeared neither giuen any accompt of the said Estate

Ordered this Cause be againe respited till next Prouin^all^ Court, and in Case the said Southard doe not then appeare, and perfect the said Order of Court, past the 12th of October last, then the pl̄t: to be repossessed of the said Estate on behalfe of his said wife by an Order of this Court w^th^out further delay

Came Cap^t^ Thomas Mannyng and acknowledged in Open Court this ensueing letter of Attorney to Henry Hare as his Act and deed—(Vizt)

Know all men by these p^r^sents that I Thomas Mannyng of the Clifts in Caluert County haue nominated Constituted and appoynted my Trusty freinde Henry Hare my true and lawfull Attorney for me and in my name to aske sue for leuy require Recouer and receiue of M^r^ W^m^ Britton One thowsand ffiue hundred twenty six pounds of tobacco and Caske now due unto me, Giuing & Granting unto my [p. 184] said Attorney my full power strength and Authority Irreuocably In and about the p^r^misses and upon the Receipt of the said debt acquittances or other discharges for me or in my name to make seale and deliuer, And I doe hereby further Authorize my said Attorney to acknowledge a deed of sayle of two hundred acres of land lying in great Choptanck & sould by me to M^{r} Thomas Mountford Ratifying and Confirming w^{t}soeuer my said Attorney shall doe in the p^{r}misses as if I were p^{r}sonally p^{r}sent, In wittnes whereof I haue hereunto sett my hand and seale this 23^{d} Decemb^{r} 1665 Thomas Mannyng Liber F F

seale

Wittnes

the marke M of Henry
Mitchell

Att a Court held att Newtowne for the County of S^{t} Marys the first Twesday in Nouemb^{r} 1665

Coll W^{m} Euans Esq Councello^{r}
M^{r} Thomas Dent | Leiut^{t} Coll Jn^{o} Jarboe
M^{r} Luke Gardner | Cap^{t} W^{m} Boarman | Com^{rs}
M^{r} W^{m} Bretton | M^{r} Randolph Hanson
M^{r} Nic^{o} Young | M^{r} W^{m} Rosewell

The Attorney Generall informes the Court

Against Thomas Bennitt Carpent^{r} for hoggs stealing humbly requesting the Court that the said Thomas put in security (the Co^{rt} taking Cognizance of the same) to answere the Accōn in the behalfe of the L^{d} propriet^{r} att the next Prouin^{all} Court & Samuell Reap informer giue bond to prosecute

Ordered that the said Thomas Bennitt giue in security to the sherriffe to appeare att the next Prouin^{all} Court to answere the said Complaint and Samuell Reap giue Bond to prosecute [p. 185]

Vera Copia Walter Hall Clke

Ordered uppon the foregoing Order that the said Bennitt doe put in Bond wth security to appeare the next Prouin^{all} Court to answere what shall then be Objected ags^{t} him on behalfe of the Lord Prop^{r}

To the Hon^{ble} the Gouerno^{r} & Councell In Prouin^{all} Court Assembled

The humble pet^{n} of Mic̄h: Pickering sheweth

That yo^{r} pet^{r} hath since his arriuall into this Prouince being at that time the full age of 18 yeares and upwards serued to One Rob^{t} Henly of Charles County the full terme & time of ffiue yeares Compleat & ended wthout any Indenture or being bound to the said Rob^{t} by the County Court, In Consideracōn whereof yo^{r} pet^{r} hath demanded from the said Rob^{t} Henly his ffreedome wth Clothes & Corne according to the Custome of the Country but the said Rob^{t} Denyes to giue the same to yo^{r} petitioner except two yeares longer seruice, Yo^{r} pet^{r} therefore humbly prayes Releife herein and that this hon^{ble} Board will be pleased to Order him his ffreedome wth Corne & Clothes, According to the Act of Assembly in that case prouided, And as in duty shall pray &^{c}:

Liber F F The s^{d} Robert Hendley being not p^{r}sent in Co^{rt} to defend himselfe herein it is therefore Ordered by the Gouerno^{r} & Councell that the Comm^{rs} of the County Court next held in Charles County doe take the pet^{rs} Complaint into theire Consideracons and grant him releife therein according to the merritts & deserts thereof

[p. 186] To the Hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

The humble pet^{n} of Hannah Price Sheweth

That through a long & hard durance of Imprisonm^{t} that necessary Clothing both of woollen and linnin apparell yo^{r} pet^{r} had is now worne out soe that yo^{r} pet^{r} is in great disstress of Releife herein

Yo^{r} pet^{r} therefore humbly prayes this Hon^{ble} Board to cause her to be brought to a speedy tryall whereby she may know her speedy determinacon; if a longer restraint yo^{r} Honno^{rs} would be pleased to make some Prouision for yo^{r} pet^{rs} necessity as to yo^{r} Honno^{rs} Graue Wisdomes shall seem meet And yo^{r} pet^{r} (as in duty bound) shall pray &^{c}:

Ordered that the sherriffe of Charles County doe forthwth Leauy by way of Execucon (by uertue of this Ord^{r}) soe much out of the Estate of William Price the pet^{rs} husband as shall purchase or procure sufficient Cloathing and other apparell wth what else that shall be fitting and necessary for the said Hannah Price during her restraint or imprisonm^{t}

Ordered that Cap^{t} Luke Gardner be sattisfyed for 3 dayes in goeing & coming to this Prouinciall Court as allsoe for attendance by M^{r} Tho: Nottley in Causo inter ditto Nottley and Haywood, in all 90^{lb} tobaccoe

This Indenture made the second day of Jan: 1665 Between Samuell Reape of Brittons Bay in the County of S^{t} Marys shipwright on the [p 187] one party and Peter Mills of the same place and Carpenter on th^{e} other party Wittneseth that the said Samuell Reape hath for the sume of Eight thowsand pounds of tobaccoe & Caske to him in hand paid before the signing and sealing of these p^{r}sents hath giuen granted Confirmed remised released Bargained sould assigned & for euer sett ouer unto the said Peter Mills his heires or Assignes a parcell of land lying scituated & being upon Bennitts Creeke in Brittons Bay in the County of S^{t} Marys aforesaid formerly in the tenure & Occupation of W^{m} Whittle & from the s^{d} Whittle assigned to W^{m} Young and from the said Young assigned to Thomas Bennitt & from the said Bennitt assigned to the aforesaid Samuell Reape Together with all howses Orchards Gardens messuages & tenements and all other emoluments and heriditaments belonging or in any wise appertayning to the said land being by Estemacon ffiffty acres or thereabouts

To haue & to hould the said land & all other the p^r^misses hereby granted bargained or sould unto him the said Peter Mills his heires or Assignes for Euer And the said Samuell Reape for himselfe his heires Executo^rs^ and Administrato^rs^ the said fifty acres of land w^th^ the appurtenances unto the s^d^ Peter Mills his heires or Assignes against the said Reap his heires or Assignes and ags^t^ all other persons or p^r^sons whatsoeuer att all times hereafter shall & will warrant and euer defend by these p^r^sents And the said Peter Mills his heires & Assignes and euery of them shall and may by force and uertue of these p^r^sents from time to time and att all times hereafter for euer lawfully peaceably & quietly haue hold use occupy & enjoy the afores^d^ fifty acres of land and all the before granted premisses & haue and receiue the issues & proffitts thereof to his and their use & behoofe for euer w^th^out the lawfull let suite trouble hinderance denyall molestacon or interruption of him the said Samuell Reap his heires Executors Administrato^rs^ or Assignes for euer In wittnes whereof the said Samuell Reape to this p^r^sent Indenture hath hereunto put his hand and seale the day and yeare first aboue written Liber F F [p. 188]

Signed sealed & deliuered Samuell Reape seale
in the p^r^sence of
Walter Pake John Stansby

Came Samuell Reape into Court and acknowledged the foregoeing Conueyance as his Act & deed this 5^th^ day of January 1665
Daniel Jenifer Clk

This Indenture made the 9^th^ day of December anno domini 1665 betweene John Halfhead of Caluert County in the Prouince of Maryland plant^r^ of the One part and Barnaby & Joseph Edloe of the said County plant^rs^ of the other party Wittnesseth that the said Barnaby and Joseph Edloe as well for and in Consideracon of the quantity of three thowsand pounds of tobacco & Caske to them in hand paid before the Ensealing and deliuery hereof by the said John Halfheade whereof and wherew^th^ the said Barnaby and Joseph Edloe doth acknowledge themselues fully sattisfyed contented and paid and thereof & of euery part and parcell thereof doth acquitt & discharge the said John Halfhead his heires Executo^rs^ and Administrato^rs^ and euery of them by these p^r^sents as alsoe for diuers other good causes and Consideracons them hereunto mouing haue granted Bargained and sold assigned sett ouer and Confirmed and by these p^r^sents doe fully Clearely & absolutely grant Bargaine sell Assigne sett ouer and Confirme unto the said John Halfhead his heires Executo^rs^ Administrators and Assignes that hundred acres of land scituate lying and being in Caluert County aforemenconed adjoyning to the plantacon of the said John Halfhead now in the tenure or occupacon of the said Barnaby and Joseph Edloe & lately in the tenure or Occupacon of Thomas Camphire of the same County all & singuler the said parcell [p. 189]

Liber F F of land Together w^th^ all and singuler the howses buildings structures or Edifices whatsoeuer thereunto belonging or appertayning Together w^th^ the Orchards Gardens Pastures Feedings Comons, Comons of pastures Rainge for hoggs woods underwoods, water water Courses Fishings Fowlings wayes Easem^ts^ proffitts Comodities and heriditam^ts^ w^t^soeuer, unto the said parcell of land belonging or in any manner appertayning, To haue and to hould the said parcell of land and all & singuler the p^r^misses before menconed to be hereby Bargained and sold w^th^ the appurtenances and euery part and parcell thereof whatsoeuer before named or recited unto the said John Halfhead his heires Executors Administrato^rs^ and Assignes for euer, and the said Barnaby and Joseph Edloe for themselues theire heires Executo^rs^ and Administrato^rs^ doe Couenant grant and agree to and w^th^ the said John Halfhead his heires Executo^rs^ Administrato^rs^ & assignes and euery of them by these p^r^sents, that hee the said John Halfhead his heires Executo^rs^ Adm^rs^ and Assignes shall and may lawfully peaceably and quietly haue hold occupie possess and enjoy all & singuler the premisses before by these p^r^sents bargained and sold and euery part and parcell thereof w^th^ euery the rights members and appurtenances w^th^out the lawfull let suite trouble Euixon Expulsion Interruption or demand of or by the s^d^ Barnaby or Joseph Edloe or of or by theire heires Executors or Administrato^rs^ or any or either of them or of or by any other person or persons lawfully Claiming by from or und^r^ them or any of them or theire or any of theire uses or by from or under their or any of their titles Estates [p. 190] meanes or procurm^t^ as allsoe acquitted & discharged, or w^th^in Conuenient time after reasonable request made well & sufficiently saued and kept harmless of and from all and all manner of former and other Bargaines sailes Estates former Leases Dower Rights or titles of Dowers Joyntures uses Intayles wills rent charges Rent seruices arrearegеs of Rents Statutes Recognizances Judgments Execucons titles troubles Charges & demands whatsoeuer had made done Committed or wittingly or willingly suffered by the said Barnaby and Joseph Edloe theire or Assignes or any of them or of or by any other p^r^son or p^r^sons whatsoeuer lawfully claiming by from or under them or any of them or to their or either of their uses or by their or either of their titles estates meanes or procurments and the said Barnaby and Joseph Edlow for themselues theire heires Executors and Administrato^rs^ all & singuler the before bargained p^r^misses w^th^ theire appurtenances and euery part & parcell thereof unto the said John Halfhead his heires Executo^rs^ Adminst^rs^ and Assignes to the intent & meaning aforesaid shall & will warrant and for euer defend by these p^r^sents the rents and seruices w^ch^ from henceforth from time to time for & in respect of the aforemenconed p^r^misses hereby sold w^ch^ shall grow due and payable to the cheife Lords or Lords of the fee or fees thereof for or in respect of his or theire seignorie or seignories onely excepted and foreprized In wittnes whereof the partyes first abouenamed haue to this p^{r}sent Indenture Interchangeably sett theire handes and seales the day & yeare first aboue written Liber F F

Signed sealed and deliuered his [p. 191]
together wth possession by Barnaby X Edlowe seale
Liuery and seizon by Turffe and marke
twigg In the p^{r}sence of his
John Powick Joseph R Edlowe
John ‡ Wiseman marke
his marke

Sworne in Open Court by Jn^{o} Wiseman One of the wittnesses to the wthin menc̄oned Conueyance that before the decease of Barnaby Edlowe the said Conueyance was by the said Barnaby in the said Wisemans p^{r}sence to John Halfhead deliuered as his Act & deed done this 4th day of January 1665

Acknowledged in Open Court by Joseph Edloe to be his Act and deed the day and yeare aboue written Daniel Jenifer Cl̄ke

John Powick sworne Idem Wiseman

Persons that sett up theire names this Court

W^{m} Hollingworth on behalfe of Andrew Woodbery sues out his quietus Est the s^{d} Woodbery being the Adm^{r} of Mor: Nicolls

John Harrington sues out for a Quietus Est as the Adm^{r} of Francis Mogg. Neither of them underwritt

Nicolas Young on behalfe of John Sherm the Adm^{r} of Bartholemew Cad sues out for Quietus Est Not underwritt

There being noe more Bussiness depending this Court the Leiutenn^{t} Generall Adjourne the Court and appoints the next Court to be held the first Twesday in Aprill next being the Third day thereof

Following the court proceedings in Liber BB is an isolated entry of earmarks, in the handwriting of Daniel Jenifer, the provincial court clerk.

1666 March th^{e} xxiiith Liber B B

Mary Lewis th^{e} wife of James Lewis of S^{t} Maries County desires th^{e} eare m̄ke of her Cattle & hoggs to be Recorded as followeth–vizt Ouerkeeld by th^{e} Left Eare & und^{r}keeld by th^{e} R^{t} Eare & a hole through both Eares [p. 525]

ST. MARY'S COUNTY LAND ENTRIES

SUPPLEMENTAL ENTRIES IN PROVINCIAL COURT LIBER B B

At the end of Liber BB of the provincial court proceedings are to be found some twenty-three pages of entries that seem to bear no relation to the court minutes which precede them. These entries appear to be copies of land papers filed for record in the local St. Mary's county court. The early records of St. Mary's County, since then, have been destroyed by fire. These land papers are penned in a hand similar to that used in certain provincial records of about ten years later. Despite the lack of any demonstrable connection between these records and the regular court minutes that occupy the earlier part of the liber, it has been thought proper to reproduce them in this volume, because of their evident historical value, referring in great part as they do to the important manor of St. Clement's, owned by Councillor Thomas Gerard of St. Mary's County.

At a Court held at New Towne for the County of S^{t} Maries the first day of december 1663— Liber B B [p. 526]

Present Philip Calvert Esq^{r} Chancell^{r}
M^{r} John Lawson } M^{r} Luke Gardner } Comish^{rs}
M^{r} William Bretton } M^{r} John Nuthall }

Command William Young and Sarah his Wife to hold Covenant with Thomas Bennitt for a Plantac̄on Orcharge & Houseing Lying in Brettons Bay being part of the Land Called Poplerneck Containing fifty acres Or therabouts, according to the Conveyance touching the s^{d} Land Philip: Calvert

And the finall Concord is that the said Thomas Bennitt shall freely Quietly and peaceably Injoye the s^{d} fifty acres of Land according to the Conveyance bearing date the fourteenth day of October 1663 and being the Land of the s^{d} William Youngs to him the s^{d} Thomas Bennett his Heires or assignes for Ever Walter Hall

The 14th of October 1663

Know all men by These presents that I William Young sould and made saile and doe by These presents sell make saile unto Thomas Bennitt of plantac̄on which I now Live upon for already in hand Received before the delivering of these presents & I the said William Young with the consent of my wife Sarah Young doe hereby bind Our selves and for us Our heires Executrix administrat^{rs} & assignes to make Good the sale of the s^{d} Land & Plantac̄on with th^{e} Orchard houseings & all conveniences & priviledges

Liber B B therunto belonging Only what Exception is made betwixt us from und^r hand writeing at this present for my Conveniency, untill the time of my Removeing from the s^d Land & Plantac̄on which is to after or at the finishing of the Next Cropp which shall happen in the Year of Our Lord 1664 and to acknowledge the s^d saile unto the said Thomas Bennitt his heires Execut^rs administrat^rs and assignes for Ever, at the next County Court, to be held for the County of S^t Maries & for the true performance of the promises I doe hereunto put my hand the day and yeare above written

Signed sealed & delivered
in th^e presence of John Camell
William Price

William Younge
Sarah Younge
her S Marke

[p. 527] At a Court held at Newtowne for the County Of S^t Maries the first Tuesday in March 1663 William Browne came into Court and acknowledged this following Conveyance unto John Readman

This Indenture made the first day of Januray in the Year of Our Lord God one Thousand six hundred sixty and three Between William Browne of Bretton's Bay in the County of S^t Maries of the one pte and John Reddman of Virginia on the other pte, Wittnesseth th^t the s^d William Browne for and in Considerac̄on of a considerable Quantity Of Tobacco to him in hand paide wherof and wherwith he doth acknowledge himselfe fully satisfyed contented and paide hath Given granted confirmed Remised released Bargained sould assigned and for Ever sett over, and by These presents doe Give grant confirme Remise release Bargaine sell assigne and for Ever sett over unto the s^d John Reddman his heires or assignes all his Right Title and Interest of a mill scituated and being at the head of Bretton bay in the County Of S^t Maries afores^d & all the appurtenances therunto belonging & five hundred & fifty acres Land belonging to the s^d Brownes part of the mill which being due to the s^d Browne by an assignm^t bearing date in the thirtieth day of March 1661 Now Extant upon the Pattent of the s^d Land from John Meadly, To have and to hold the one halfe of the mill and the afores^d five hundred and fifty acres of Land, to him the s^d John Reddman his Heires or assignes for Ever w^th warrant from the Just Claimes of any person or persons whatsoever In wittness whereof the s^d William Browne present Indenture hath sett his hand and seale the day & year first above written

Signed sealed & delivered
in the presence of us, Edward Clark
the marke of Henry Durant

The W marke of
William Browne
The seale
O

Thomas Bennitt came into Court and acknowledged this following Conveyance unto Robert Thomas/

This Indenture made the five and twenty day of January in the Year of our Lord God One Thousand six hundred and sixty three Between Thomas Bennitt of Brettons Bay in the County of S^{t} Maries Of the one part & Robert Thomas of the same place & county of the Other party, Wittnesseth that the s^{d} Thomas Bennitt for and in Consideracōn of the sum̄e of One Thousand five hundred pounds of Tobacco & Caske to him in hand paid whereof & wherewith he doth acknowledge himselfe fully satisfyed contented and payd, hath Given granted confirmed Remised released bargained sould alienated assigned & for Ever sett over and by these presents do give Grant confirme remise release bargaine sell alienate assigne and for Ever set over unto the s^{d} Robert Thomas his Heires or assignes all that fifty acres of Land Lying at the head Of ffloods Creeke in Patomack River knowne appellated nominated & called by the name of Brownes Wood-house bounded as in the Pattent of the s^{d} Land Granted to William Browne the ninteenth day of November in the seven & twentieth year of his Lord-ships dominion Over this Province annꝙ domini 1658 and assigned from the s^{d} Browne to Joseph Lucas, & from the s^{d} Lucas to the afores^{d} Thomas Bennitt, To have and hold th^{e} s^{d} fifty acres of Land to him the s^{d} Robert Thomas, his Heires or assignes for Ever with avouchment & warranty from the Just Claimes of any Person or Persons whatsoever In wittness whereof the said Thomas Bennitt to this present Indenture hath sett his hand and seale the day and year first above written Liber B B [p. 528]

Signed sealed and delivered in
the psence of us, The marke of
William Middleton
The marke of John Hodges

Thomas Bennitt
The seale
O

This Indenture made the Twentieth day of June in the Year of Our Lord God one Thousand six hundred fifty and nine Between Thomas Gerard of S^{t} Clements Mannor within the province of Maryland Esq^{r} Of the one pte and John Goldsmith of Wickocomaco River Planter of the Other part Wittnesseth that the s^{d} Thomas Gerard hath for a valuable Consid^{r}acōn bargained and sould and by These Presents doe bargaine and sell unto the said John Goldsmith one neck or Parcell of Land Bounded with a marked Tree standing at a poynt called Goldsmith poynt in Gerard Creeke and runing up the Creeke and run unto a marked Poplar standing upon the Edge of th^{e} high Ground for the Length of three hundred & twenty perches on the north side of the brook there and Extending from the s^{d} poplar north and north-west to a marked Oake standing on the northside of a swampp, the head of the s^{d} Land being two hundred & twenty p̄ces in breadth, and runing downe the swampp by a Lyne to a marked Oake called Bartons oake & from Bartons Oake on a line to the poynt called Goldsmith poynt containing by Estimacōn two hundred acres be it More or Less lying and being within the

Liber B B Mann^r of Basford in the Province of Maryland afores^d Together with all woods und^rwoods wayes waters ffishing ffowleing Easements profitts & Emoluments therunto belonging or in any wise appertaining To have & To hold the s^d two hundred acres Of Land with [p. 529] all benefitts profitts and hereditaments unto him the s^d John Goldsmith his Heires and assignes from the day of date hereof for Ever Yielding and paying therfore Yearly & every Year unto the s^d Thomas Gerard his heires or assignes two Bushells of Good sound Indian Corne and one fatt Capon at the feast of the Nativity of Our Blessed Saviour Or forty dayes before or after at the Mann^r House of S^t Clements afores^d & there to appear upon sum̄ons to doe homage & s^rvice at all Courts Leets & Courts Barrons that may or shall be holden upon the s^d mannor according to the Custome of England or the Law of this Province, Provided that the s^d John Goldsmith his heires or assignes shall not let or sett the Premises or any part therof to more or any more ffamilies then one there without the Consent of the said Thomas Gerard his Heires or assignes and th^e s^d Thomas Gerard doth for himselfe his Heires and assignes Covenant promise and Grant to & with the s^d John Goldsmith his Heires and assignes by these Presents that the s^d John Goldsmith his Heires and assignes shall and may peaceably and Quietly have hold and possess and Injoy the s^d two hundred acres of Land with the apartenants without any Let Trouble evicc̄on or int^rruption of or by him the said Thomas Gerard his Heires or assignes or any person or persons Lawfully claiming from by or und^r him or any of them in Wittness wherof the parties first above named to this present Indenture Int^rchangably have sett ther hands and seales dated the day and Year first above written
Tho: Gerard
the signe

Signed and delivered in the
p^rsence of Justician Gerard
Tho: Williamson

Thomas Gerard Esq^r did this 26th day of May Annoq̃ dom̄ 1663 deliver unto John Goldsmith possession of the within mentioned Land by Livery and Seizon by Turff & Twigg in the p^rsence of Us
Thomas Notley
John Smith

I doe hereby warrant unto John Goldsmith & his heires for Ever the within parcell of Land & doe bind me my heires by vertue of These p^rsents to the same in confirmac̄on hereof I have hereunto set my hand this the 14th day of June Anno 1663 the Intent & meaning of these p^rsents is that I am hereby no further bound then the Extent of my Pattent from the Lord Baltemore
Wittness Thomas Notley
Justinian Gerard
Thomas: Gerard

This Indenture made the fourteenth day of July in the year of Liber B B our God 1660 Between Thomas Gerard of S^{t} Clements mann^{r} Esq^{r} of the one pte and Benjamin Hammond of Wickocomaco River Plant^{r} of the other pte Wittnesseth That the s^{d} Thomas Gerard for [p. 530] valuable causes and considerac̄on him therunto moveing Hath demised granted and to Farme letten and by these p^{r}sents doth demise grant & to farme Let unto the s^{d} Benjamin Hammond one hundred acres of Land lying of the North-side of Samuell Harries & butting upon Basford Bay all which demised p^{r}mises scituated lying & being within the Province of Mary-land With free Ingresse Egresse & regresse as also free Liberty of cutting of Timber-trees & other Woods to be imployed for his use in and upon the p̄mises as also Liberty of Hawking Hunting ffishing and ffowling in the s^{d} Liberties (the Islands only and wild-hoggs acceped but in case the said Benjamin Hammond or his assignes do kill or take alive any Wild-Hoggs upon the s^{d} mann^{r} the one halfe so killed or taken to be Restored to the Lord of the Mann^{r} To have and to hold the s^{d} hundred acres of Land wth the apurtenances (Except before Excepted) unto the s^{d} Benjamin Hammond his Execut^{rs} administrat^{rs} and assignes from the feast of S^{t} Michaell the archangell next Ensueing the date hereof untill the full end and terme of one & twenty years be compleated & ended and it is further agreed by both parties that the s^{d} Benjamin Hammond shall seate no more ffamilys then One upon the s^{d} hundred acres of Land without the consent of the s^{d} Thomas Gerard his Heires or assignes, Yeelding and paying therefore yearly unto the s^{d} Thomas Gerard his heires or assignes, one Barrell of Good Indian Corne & a couple of Capons at the ffeast day of the Birth of Our Lord or forty dayes before or after the same ffeast at the mann^{r} house of S^{t} Clements & there to appear upon sum̄ons and to doe homage & s^{r}vice at all Court-leets and Courts Barons that may or shall be holden upon the s^{d} mann^{r} according to the usuall custome of England or the Law of the p̄vince & the s^{d} Thomas Gerard shall warrant and defend the demised p^{r}misses dureing the s^{d} Terme Of one & twenty years from all claimes & titles to be made by himselfe his heires Execut^{rs} Administrat^{rs} or assignes In Wittness wherof the p̄ties first above named to this p^{r}sent Indenture Int^{r}changably have sett there hands & seales dated the day and year first above written

Signed sealed and delivered in the Thomas Gerard
presence of Thomas Williamson The seale
Robert Cole O

This Indenture made the twentyeth sixth day of January 16 . 4 [p. 531] Between Thomas Gerard of the Mann^{r} of S^{t} Clements in the province of Maryland Esq^{r} of the one pte and Robert Slye of Bushwood on Wickcocomaco River merchant on the other pte, Wittnesseth that whereas the s^{d} Thomas Gerard hath by Pattent bearing date the Eighteenth day of July 1642 under the Province seale and hand of

Liber B B Leonard Calvert the then Govern^{r} a certain Tract of Land Contayning about six Thousand acres and is com̄only known by the Name of S^{t} Clements Mannor as by the s^{d} Pattent may more at Large appear and whereas there is an Intermarryage allready had made and Consummated before the date of these Presents Between the s^{d} Robert Slye & Susanna the Eledest daughter of the s^{d} Thomas Gerard in Consideraco̅n whereof the s^{d} Thomas Gerard, both for himselfe his Heires Execut^{r} administrat^{rs} and assignes hath Given granted and Enffeoffed and doe by these p^{r}sents firmely give grant and Enffeoffe unto the s^{d} Robert Sly his heires Execut^{rs} administrat^{rs} and assignes for ever, all that tract of Land Com̄only called & known by the Name of Bushwood or white poynt containing about one Thousand acres of Land (be it more or Less) Lying in and being part of the s^{d} manner of S^{t} Clements afores^{d} and is Bounded as followeth (viz) Begining at the North-side of Blount poynt at a Cedar tree marked with nine Notches, Standing on the south-side of a Little Marsh & so Runing North-East and by East nearest to a marked tree wth Nine Notches at the head of a Little branch or swampe that Lyeth near Manotopison Run, and from the head of that Branch or swamp Easterly to a Beach-tree that standeth upon Manopotison runn by Brambly-path which Beach is also Markett with nine notches and from thence bounded with Manotopison runn unto the head thereof and from the head of the said run to Goe upon a North-East and by North Line nearest unto a marked Peckitory tree on the East-side of a Great Valley in the high Ground likewise marked and from thence North-east and by North unto the Utmost Extent of the s^{d} manōr & from the aforesaid Cedar on the west side bounded by Wickacomaco River unto the End of White poynt on both sides thereof, & from White poynt bounded with Miowaike Creek unto a Tree marked as afores^{d} standing by Bramley-path upon Miowaike-Runn, and from thence to Runn North North east Easterly over the high ground, unto the Utmost Extent of the s^{d} mannor with all p̄quisits profitts and hereditaments whatsover in as full & Large manner as the s^{d} Thomas Gerard now hath and also free Egress & Regresse Liberty of ffishing ffowling Hawking Hunting, falling & cutting of Wood or Timber or carrying it away from any place of the mann^{r} Either before or after it is wrought (inclosures only excepted) and the s^{d} Robert Slye his heires Execut^{rs} administrat^{rs} or Assignes to dispose of the said Timber either to building or what other Use, or Uses, he or they shall see or finde most convenient, and [p. 532] he the said Robert Slye to have & to hold and Injoye by himselfe his heires Execut^{rs} administrat^{rs} or assignes for ever the afores^{d} devident of one Thousand acres of Land be it more or less wth all the accomodaco̅n therunto belonging in as quiet and ample manner as the s^{d} Thomas Gerard doth now hold his Land in the said provic̄e the s^{d} Thomas Gerard his heires Execut^{r}s administrat^{r}s or assignes being to receive from the s^d^ Robt: Slye his Heirs Exce^rs^ administrators or assigns two Barrells of Indian Corne or twenty shillings in money every year, which is to be paid at the Nativity of Lord on the twenty fifth day of december and also to doe all the dutys and services of ffreehold according to the custome of England or the Law of this Province in Testimony Wherof I the said Thomas Gerard have hereunto sett my hand the day and year first above written Liber B B

Signed and delivered Thomas Gerard
in the presence of Susanna Gerard The seale
Thomas Williamson O
Justinian Gerard

Thomas Gerard of the Province of Maryland Esq^r^ the within donor or ffeefftor did this twenty fourth day of January one thousand six hundred sixty and two in manner and forme of Law delivered unto the within named Robert Slye donee possession of the within mentioned pcell of Land Together with all Houseings Buildings or Edifices whatsoever therunto belonging and vested him in all the Priviledges Benefitts and comodities within Expressed therunto Relateing by Livery and seizon by Turff and twigg in the psence of us subscribers hereunto, and the same Land in mannor and forme as is within Cōveyed he the s^d^ Gerard did Engage to warrant and defend against all manner of persons for the only use and behoofe and benefitt of him the afores^d^ Slye and his heires for ever Wittness our hands the day and year aforementioned

Thomas Notley
Justinian Gerard
John Smith

This Indenture made the fifth day of May in the sixteenth year of the Reign of our soveraigne Lord King Charles &c: By and betwen Thomas Gerard of S^t^ Clements mann^r^ in the Province of Maryland Esq^r^ of the one pte and John Goldsmith of the same Province Plant^r^ on the other ptie Wittnesseth that the s^d^ Thomas Gerard for and in Consideracon of the Quantity of Eleven hundred pounds of Good Marchantable Tobacco and Caske unto him the s^d^ Gerard at and before the sealing and delivery of these Presents by the said John Goldsmith well and truely paid the Receipt wherof the s^d^ Thomas Gerard doth hereby accknowledge and himselfe therewith fully satisfyd and paid and thereof and every parte and parcell Thereof doth clearly acquit exonorate and discharge the s^d^ John Goldsmith and his Heires Execut^r^ and administrat^rs^ for Ever and by these p^r^sents doth ffully and clearly and absolutely give Grant bargaine sell alienate assigne Transfer Enffeoffe and confirme unto the s^d^ John Goldsmith, his Heires and assignes for Ever all that pcell or Tract of Land lying scituated and being in the County of S^t^ Marys & being [p. 533]

Liber B B pte & pcell of the mann^{r} of Basford and now in the Tenure or occupation of him the said Gerard, being bounded as followeth (to say) Begining at a marked Oake bounding on the s^{d} Goldsmiths land formerly purchased of him the s^{d} Gerard standing on the north side of a swampe and Runing East for the Length of sixty five perches unto a white Oake marked with nine notches and from thence South for the Length of two hundred and twenty perches to an Other white oake marked with nine notches standing upon another swampe and so Runing from thence unto a marked Popplar with nine notches stand upon Nothopskun swampp on the west side thereof being the extent of the s^{d} Goldsmiths Land pchased as afores^{d} containing by Estimac̄on one hundred acres, be it more or lesse with all It's Rights members Jurisdictions and appurtenances together with all and singular the feedings Pastures Woods, Wayes Easements, Profitts and Commodities whatsoever Together with ffree Liberty of Hawking Hunting upon the s^{d} Land in as ample a manner as the s^{d} Gerard ever had and Likewise free Ingresse Egresse and Regresse into the forrest for all manner of Stocks Either Cattle Horses Mares or sheepe hoggs or other whatsoever unto the s^{d} John Goldsmith and unto his heires belong or any-wise appertaine to him the s^{d} John Goldsmith and his heires for ever To have and to hold the s^{d} Land and all singular other the premises to be herein or hereby Granted Bargained or sold with their and every of there Rights members and appurtenances whatsoever unto the s^{d} John Goldsmith his heires and assignes to the only proper use, and behoofe of the s^{d} John Goldsmith his heires and assignes for ever, and the s^{d} Thomas Gerard for himselfe his Heires Execut^{rs} and administrat^{rs} the s^{d} pcell of Land and all and singular, other the premises before granted bargained and sould with the apurtenances unto the s^{d} John Goldsmith and his heires to the only proper use and behoofe Of the s^{d} John Goldsmith his heires and assignes for Ever against him the s^{d} Gerard his heires or assignes and against all and Every other Person or Persons whatsoever Lawfully claiming by from or under him them or any of them and against all other Person or Persons whatsoever at all Times hereafter shall and will warrant and ever defend by these p^{r}sents and the s^{d} John Goldsmith his heires and assignes and Every of them shall and may by force and vertue of these p^{r}sents from time to time and at all times hereafter for ever Lawfully peaceably and Quietly haue hold use Occupie possesse and Injoye the afores^{d} Land and all and singular the before granted premisses with their and Every of their rights and apurtenances and have and Receive the Issues and profitts thereof to his and their proper use and behoofe without the [p. 534] Lawfull lett suite trouble or denyall of him the said Thomas Gerard his Heires or Assignes or either or any of them and that free and clear and freely and clearly acquited exonorated & discharged or other wise from time to time well sufficiently saved and kept harmless by the s^d^ Thomas Gerard his Heires Execut^rs^ and administrat^rs^ of and from all and all manner of former and oth^r^ guifts Grants Bargains suites Leases Mortgages Joynt^rs^ dowers titles of dowers statuts Recognizances Judgments or Executions whatsoever and of and from all other trouble and Incumbrãces whatsoever had made Comitted or suffered by him the said Thomas Gerard his Heires or assignes or by any other Person or Persons whatsoever Lawfull claiming from by or und^r^ him them or any of them or under his or their meanes act title consent interest privity or procurement Except and foreprizeing the Rent hereafter expressed to be paid to the s^d^ Thomas Gerard and his Heires by the s^d^ John Goldsmith and his Heires to say one Bushell of sheeld Indian Corne and a Capon to be payd therfore yearly once a year at the mannor-House of S^t^ Clements Mannor aforesaid forty dayes before or after the Nativity of our Saviour and theire to performe such other suites and services according to the tenure and custome of the Mannor as the Law of England and this Province allowes upon somones In wittness hereof the said Parties to this present Indenture Interchangably have sett their hands and seales the day and year first above written Liber B B

The seale
Tho: O: Gerard

This Indenture within written was signed sealed and delivered by Thomas Gerard Esq^r^ Int^r^changed to John Goldsmith in the presence of us

Thomas Notley
Justinian Gerard
John Smith

M^r^ Thomas Notley and M^r^ Justinian Gerard made Oath before me that they saw Livery and Seizen of the within mentioned parcell of Land unto John Goldsmith
Jurat coram me
Rob^t^ Slye

To all People to whom this present writeing shall come, I Thomas Gerard of S^t^ Clements Mannor in S^t^ Marys County in the Province of Mary-land Esq^r^ send Greeting Know yee that I the said Thomas Gerard as well for and in Consideration of the naturall affection and paturnall Love which I have and doe beare unto My Beloved sonne Justinian Gerard of the same Mannor and County aforesaid as also for divers other good causes and consideracons me at this p^r^sent especially moveing have given and granted and by these p^r^sents doe give grant and confirme unto the said Justinian Gerard all and singular that tract and parcell of Land knowne and called by the name of Brambly Plantation as Gerards Bramley scituated lying and being in the County aforesaid and at this instant in the tenure [p. 535]

Liber B B and occupation of me the said Thomas Gerard with Plantac̄on belongeth or appurtaineth unto S^t Clements mannor afore mentioned and is bounded as followeth to say Begining at Myawickes Creekes mouth and soe runinge upon the lyne of M^r Roberts Slyes Land or Plantac̄on called Bushwood unto the utmost extent of the said mann^r of the one side, and by the River of Wickocomaco of the other side up to Bramly Creekes mouth and soe up the said Creeke and up the branch thereof to a marked white oake with nine notches which boundeth the Land of Thomas Notley and from the said tree runing upon a direct line North-East unto the utmost Extent if the afores^d mann^r into the woods Containing by Estimac̄on five hundred acres be it more or lesse Together with all the Orchards Gardens Structures edifices Buildings and and all other hereditaments to the same belonging or any Maner of way appertaining or with the s^d Land or Plantac̄on commonly used occupied or injoyed or which are excepted reputed or taken to be part parcell or member of the same Together with all commons and common of Pastures whatsoever to the same belonging as likewise free liberty of Hawking Hunting Fishing Fowlling in and upon the said Mann^r or the Liberties thereof Together with all other priviledges benefitts and commodities and falling of Timber upon the said mann^r in as full and ample manner as ever by me the s^d Thomas Gerard hath heretofore ben granted unto any Tennant holding of me upon the said mann^r or as fully or amplely as I the s^d Gerard doe or may possess by my privilidge of my [p. 536] Pattent of the s^d mannor from the Lord Baltemore Together with all and singular such Goods and Chattles and Implements of Houshold stuff servants for their Respective time to serve Horse and Mare Chattle Hoggs or swine and Com̄odities whatsoever as are contained and specifyed in a certaine sceduall hereunto annexed To have and to hold all and singular the Land or Plantac̄on aforesaid with all the Hereditaments rights priviledges goods Chattles and imployments servants horse mare Chattle and hoggs and all other commodities afore named Mentioned or Expressed or contained in the s^d sceduall aforesaid to the aforesaid Justinian Gerard his Heires to his and their proper peculiar uses and behalfe for ever, thereof and therewith to doe use and dispose at his or their will and pleasure as of his or their proper Estate Goods or Chattles without any mañer of Calling claime or demand of me the said Thomas Gerard or of any Other Person or Persons whatsoever for me in my Name by my cause meanes or procurement and without any money other things therefore to be Yielded payd or done unto me the s^d Thomas Gerard or to any other person or persons in any maner of way or Condition whatsoever unto me Relateing Saveing unto me the s^d Thomas Gerard one Barrell of Indian Corne and a couple of Cockes Rent yearly to be payd at the mann^r house of S^t Clements forty dayes before or after the feast of the Nativity of our Blessed Saviour and Liber B B The said Thomas Gerard all and singular the above Granted given and bequeathed premises unto him the said Justinian Gerard and his heires to the use afores^{d} against all Persons doe and shall warrant, and for ever defend by these presents, nevertheless it's the true Intent and meaning of These p^{r}sents and be it hereby provoided that in case the s^{d} Justinian Gerard shall happen to dye or depart this present life without Issue either male or female of his body Lawfully begotten that then in such case the aboves^{d} Land or Plantac̄on shall revert unto the heires of him the s^{d} Thomas Gerard serviueinge and furthermore Know yee that I the said Thomas Gerard in presence of the wittnesses whose names are hereunto subscribed have put the s^{d} Justinian in full peaceable and Quiett possession of all and singular the afors^{d} p^{r}misses by delivery of the Land by Turff & Twigg and of the other part of the p^{r}mises by ordering and saying Justinian goe take possestion of all the p^{r}mises contained in the deed & sceduall hereunto annexed to thine and thy heires use and uses as is Expressed in the s^{d} deed in confirmac̄on hereof I have hereunto sett my hand and seale the twenty seven day of May in the fifteenth year of the Reigne of Our Soveraigne Lord Charles the second King of Greate Brittaine France & Ireland defender of the faith &c:

Thomas Gerard
the O seale

Thomas Gerard Esq^{r} did signe seale and deliver the deed on the [p. 537] other side as his reall and voluntary act and deed together with possession of the Land and other things Expressed in the schedule hereunto annexed in manner and forme as is Expressed in the said deed in p^{r}sence of us Thomas Notley, John Smith, Thomas Buckely the marke of John Gee Clause Cornelison

Thomas Notley and John Smith appeared before me and made oath that Thomas Gerard Esq^{r} did assigne seale and deliver the within deed as his act and deed unto Justinian Gerard and gave Livery and seizin of all the perticular as is above mentioned given under my hand the 30th day of August 1664/ Robert Slye

A schedule of severall Goods and Chattles relateing to the deed unto which these are annexed given and granted by me Thomas Gerard Esq^{r} unto my sonn Justinian Gerard and unto his heires for ever according to the said deed being as followeth/

One Bedd Bowlster pillowes Blanketts Rugg and sheets two Iron Potts one Brass-Kettle with a parcell of Milke Trayes and Payles two Sawes, One Beating Pestle, three pewter dishes, two poringers, two silver spoons four Gunns or ffowling Peeces seven falling axes fourteen hooes together with all other house-hold stuff now in the

Liber B B dwelling-house of the Plantacon not here named or expressed or which doth here belong or appertaine

Six men servants, by name
William Watts
Marke Rumley
Thomas Duejurdan
John Dash
Jereremiall Donnow four years to serve
Nicholas Skidmore
one horse, one mare
seven Cowes and four Calves
one Bull four steeres oxen
Twenty one head of hoggs or swine together with their Increase altogether in number Thirty Eight
Caske convenient for packing all the Cropp that shall be made this next cropp in the Plantacon to say the Cropp of Tobacco
One Great Chest of drawers
One Chest for Cloaths
One sadle for a horse
All the poultry now belong to the Plantacon
five Ewes and a Ramm
a pewter drinking-Cupp
One dozen of wooden trenchers
a Conow
[p. 538] Corne and other provisions for the above servants this present year 1664
Beding for the servants
One damaske Table cloath
halfe a dozen Napkings
halfe a dozen Towells

The above perticulars together with the Land Expressed in the deed is in part of the said Justinians Portion given him by Will wittness my hand Thomas Gerard

At a Court held at Newtowne for the County of S^t^ Maries the first Tuesday in March 1664/

Co͞mand William Whittle and Susanna his wife to hold Covenant with John Pickering for one hundred acres of Land lying in Poplar hill Creeke in the County of S^t^ Maries Bounded as in the Pattent of the s^d^ Land granted to M^r^ Richard Bankes touching the said Land—
Luke Gardner

The Agreement is such that the said William Whittle have acknowledged a hundred acres of Land lying in Poplar-hill Creeke Bounded on the West with the Land of John Courts and ffrancis Pope on the south w^th^ the said Creeke and as by Pattent the Bound

specifyed to be the right of John Pickering as the which the said Liber B B John Pickering hath if guift of the said William Whittle, and the same he hath remised and Quitt Claimed from him and his heires to the said John Pickering and his heires for Ever and further the said William Whittle have granted for him and the heires of the s^{d} William Whittles, that he will warrant to the said John Pickering and his heires the afores^{d} one hundred acres of Land with all the appurtenances according to the assignement by M^{r} Richard Bankes against him the s^{d} William Whittle and the heires of the s^{d} William Whittle for ever and for this Release Remise and Quitt Claime the afores^{d} John Pickering hath given unto the afores^{d} William Whittle the summ of six Thousand one hundred pound of Tobacco and Caske
Walter Hall

It is agreed this first day of February 1664 Between Gerrett Breeding of the one partie and Edward Ransell of the other partie as followeth

These wittnesseth that I Gerrett Breding hath for the value of twenty five hundred pounds of sound marchantable Tobacco and caske Bargained and sold & by these presents doth bargain and sell unto the said Edward Ransell the one halfe of a parcell of Land containtaing one hundred acres by Estemac̄on Laid out being more or Lesse with the benefitts of the one halfe of the housing that be upon [p. 539] the s^{d} Land with all the same priviledges and appurtenances thereunto belonging To have and to hold the s^{d} parcell of Land the terme of the Lease granted by Thomas Gerard Esq^{r} unto Gerratt Breeding which beareth date the twenty eight day of January One Thousand six hundred and sixty to him the s^{d} Edward Ransell his heires Execut^{rs} adminstrat^{rs} or assignes for the s^{d} terme further it is agreed that the s^{d} Gerrett Breeding or Edward Ransell shall not sell any parte of the s^{d} Land without notice being given by Either party one year and dayes warning before any sale be made of the said Land Further It is agreed that If the said Ransell shall dye and Leave or give the s^{d} Land unto his heires Execut^{rs} administrat^{rs} or assignes that the s^{d} heires Execut^{rs} administrat^{rs} or assignes shall not any wise Cattle or hoggs upon the Land more then the said Ransell shall properly leave upon the s^{d} Land, It is agreed by the parties above mentioned that there shall not any servant be hired without the Consent of both parties alsoe the s^{d} Edward Ransell shall pay yearly and every year unto Thomas Gerard Esq^{r} one halfe Barrell of sound Indian Corne and one Capon to be paid at or before the 25th of december any thing in the presents containing to the contrary notwithstanding
The marke of Gerrett
Breeding

Signed sealed and delivered in the
presence of us
James Edmonds
George King

Liber B B Wee whose names are under written at the Request of M^r Richard Bankes and Peter Carradine who marryed the Relict of William Wright to devide two hundred acres of Land taken up formerly by M^r Richard Bankes and William Wright lying upon Popplar hill Creeke as by Pattent doth appear Is thus devided from a marked locus post and soe north by a line of marked Trees to the head of a Brooke where the Line trees of the s^d two hundred acres of Land was runn to a white Oake marked on four sides in a bottome of the s^d Branch or Brooke M^r Richard Bankes part lying on the East-side of the s^d land, and Peter Caradines part on the west-side of the s^d land and the clear ground to stand as former it was devided by a fence now standing Wittness our handes this 7th of Aprill 1665

Richard Bankes
John Lawson
Peter Carradine
Randolph Hanson
mark

Wee whose names are here under written at the Request of John Booth Execut^{rs} of Thomas Ring and Dorothy Gooddeker Relict of Christopher Goodker deceased to devide a parcell of Land of Thomas Ringes with the s^d Christpher Goodeker bought of Thomas Ringe, and the s^d Ringe did acknowledge the sale and consideraco̅n for the same in the County-Court of S^t Maries the devision is as followeth

In lew or to countervaile the clear ground of Thomas Ringes from the same clear ground from a marked heckkory on the hill-side near unto the clear ground by a Line runeing near unto North East unto Newtowne path by a marked red-Oake the parcell of ground Runing from the s^d line and the two above trees soe that the s^d parcell of [p. 540] land all runing downe a poplar hill Creeke by the side of Thomas Ringes clear ground and soe to the new Calfe pasture ffences from the aboves^d heckery by a a line of marked trees southerly to William Tenehills land the s^d Dorothys land Lying Easterly and John Boothes Westerly of the s^d line in Wittness hereof wee have sett our hands this 8th of Aprill 1665

Richard Bankes
William Tenehills
marke

This above devident we accept of as wittness our hands the said year and day

John Boothes marke
Dorothy Gooddekers marke

Memorandum That the now Calfe Pasture which is in John Boothes devident is to be understood that Dorothy Gooddeker or her assignes is to make use of for seven years after the date above written for Calves/

At a Court held at Newtowne for the County of S^{t} Maries the first Liber B B Tuesday in June 1665/ William Tenehill came into Court and acknowledged the following Conveyance unto William Marlo/

This Indenture made the 6th day of June 1665 Betwene William Tenehill of Popplar-hill in the County of S^{t} Maries of the one party and William Marlo of the same place and County of the Other party Witnesseth that the s^{d} William Tenehill for a Valuable Considerac̄on to him in hand paid hath given graunted released bargained sould assigned and for ever sett over and by these presents doth give grant release bargain sell assign and for ever sett over unto the s^{d} William Marlo his heires or assignes a parcell of Land lying at popplar-hill in the County of S^{t} Maries afores^{d} now in Tenure and Occupac̄on of him the s^{d} Tenehill Bounded as in a conveyance of the s^{d} Land made from John Nevill and Christopher Carwell unto Richard Bennitt dated the twentyth and fourth day of October 1652 and assigned from the s^{d} Bennett unto Richard Wattson the 28th day of October 1652 and assigned from the Wattson unto the afores^{d} William Tenehill the 19th day of June 1655 Together with all Houseing Gardens Orchards and all other Profitts emoluments and Hereditaments any wise belonging or appertaiñg unto the s^{d} Land To have and to hold the s^{d} Land and all Other the premises hereby granted bargained or sould unto him the s^{d} William Marlo his heires or assignes for ever and the s^{d} William Tenehill for him selfe his heires Execut^{rs} and administrat^{rs} The s^{d} parcell of Land with the appurtenances unto the s^{d} William Marlo his heires or assignes against the s^{d} Tenehill his heires or assignes and against all other Person or Persons at all times hereafter shall and will warrant and ever defend by these presents and the s^{d} William Marlo his heires and assignes and every of them shall and may by force and virtue of the presents from time to time and at all times hereafter for ever, Lawfull peacably and Quietly have hold use Occupie and Injoy the afores^{d} land and all the [p. 541] before granted premisses and have and receive the Issues and profitt thereof to his and there use and behoove for ever, without the Lawfull suite trouble denyall or Interruption of him the s^{d} William Tenehill, his heires Execut^{rs} administrat^{rs} or assignes for Ever In Wittnesseth whereof the s^{d} William Tenehill to his present Indenture hath hereunto put his hand and seale the day and year first above written

Signed sealed and delivered William Tenehill his
in the presence of us marke the seale
Walter Pake
Thomas Bennitt

Thomas Leamar John Gero and Peter Leamar came in Court and accknowledged the following agreement unto William Tenehill

The agreement is such that Peter Leamar, Thomas Leamar and John Gero have acckledged a Tract of Land more or less, lying on

Liber B B the north-side Of Blanke-Creeke bounded on Thomas Ringes Land by a Line of marked Trees and on the west side upon Potomack-River, and on the north side of John Lawson's Land to be the Right of William Tenehill as those with the s^d^ William Tenehill hath of Guift of the s^d^ Peter Leamar, Thomas Leamar and John Gero the same they have remised and quitt claimed from them there heires to the s^d^ William Tenehill and his heires for ever and further the s^d^ Peter Leamar Thomas Leamar and John Gero have Granted for them and the heires of the s^d^ Peter Leamar, Thomas Leamar and John Gero that they will warrant to the s^d^ William Tenehill and his heires the afores^d^ Tract of Land, with the appurtenances against them the s^d^ Peter Leamar, Thomas Leamar, and John Gero and the heires of the s^d^ Peter Leamar Thomas Leamar and John Gero, for ever, and for this remisse Release and Quitt Claime the afores^d^ William Tenehill hath given unto the afores^d^ Peter Leamar, Thomas Leamar and John Gero, the summe of five Thousand six hundred pounds of Tobacco in Wittness they have sett there hands this 6th of June 1665/

Thomas Leamar
Wittness John Lawson
John Gero
Peter Leamar: mark

[p. 542] This Indenture made the Eleventh day of February an° domini 1662 Between Thomas Gerard Esq^r^ of S^t^ Clements of the one part and Richard Upgate of S^t^ Clements hundred Smith on the other part Wittnesseth that the s^d^ Thomas Gerard hath for a valuable Consideracon bargained and sould and by These doe bargaine and sell unto the Richard Upgate one parcell of Land Bound as ffolloweth, Begining at M^r^ Slyes marked Cedar soe runing by his line to his marked Beach and runing by a parralell line fifty pearches downe Manatopison Runn with the said Land that is now in the possession of Richard ffoster and soe Round the poynt to the Cedar againe containing one hundred and two acres being more or lesse Scituated Lying and being in the Province of Mary-land with free Ingress egress and regress and Likewise liberty of Hawking Hunting ffishing and Fowleing as alsoe to fell Trees, and carry away Timber for building upon the s^d^ parcell of Land on the s^d^ Liberty's (The Island and wild hoggs excepted) But in case the s^d^ Richard Upgate, his heires or assignes, doe Kill or take alive any Wild-hoggs upon the s^d^ mannor the one halfe soe killed or Taken alive to Restore to the Lord of the mannor or his assignes, To have an to hold the s^d^ hundred and two acres of Land with the profitts benefitts and commodities (Except before Excepted) unto him the s^d^ Richard Upgate his heires or assignes from the day of the date hereof for ever Provided the s^d^ Gerard his heires or assignes shall have full power to clayme and put to there proper use Two acres of the s^d^ parcell of Land when their occasion shall require Yielding and paying therefore Yearly and every year unto the s^d^ Thomas Gerrard his heires or assignes one Barrell of Good sound Indian Corne, or one hundred pounds of Good sound Marchantable Tobacco and Caske or tenn shillings in money sterling an two Cappons at the ffeast of the Nativity of Our Blessed Saviour or thirty dayes after at the mannor-house of S^{t} Clements and there to appear upon sommon to doe homage and services at all Court leets, and Courts Barrons that may or shall be holden upon the said mann^{r} according to the usuall custome of England or Law of this Province, Provided that the said Richard Upgate his heires or assignes or any claiming any right from or under them shall not seat any more ffamilies upon the s^{d} hundred and two acres then one furthermore If the Rent afores^{d} shall happen to be unpaid at the time Limitted being Lawfully demanded or any other the s^{d} condicõns services or acknowledgements not done or performed, he the s^{d} Richard Upgate his heires or assignes shall be Lyable to such penallties in such cases provided either by the usuall custome of England or the Law of this Province any thing in this presence containing to the contrary notwithstanding And the s^{d} Thomas Gerard his heires or assignes shall defend the said bargaine and sale from all just claimes and titles to be made by any person or persons whatsoever, in Testimony whereof the parties aboves^{d} to these presents interchangably have sett their hands and seales the day and year above written Liber B B [p. 543]

Signed sealed and delivered in the presence of us the Interlyneing before sealeing Tho: Gerard
Testis James Edmonds The seale +
The marke of Tho **T C** Cattlinge

At a Court held at Newtowne for the County of S^{t} Maries the first Tuesday in November 1665

Comand Alexand ffrizell of S^{t} Maries County Plant^{r} and his wife Sarah ffrizell that justly &c they keep with William Middleton & Richard Ridder of Poplar-hill p^{r}cincts Planto^{rs} the Covenants etc: Of two hundrend and fifty acres of Land lying upon a branch of the Herring Creeke called Bennitts delight William Evans

And the agreement is such that the said Allexander ffrizell and his wife have accknowledged the afores^{d} with the appurtenances to be th^{e} Right of the s^{d} William Middleton and Richard Ridders, as those with the s^{d} William Middleton and Richard Ridders hath of the guift of the s^{d} Alexander ffrizell and Sarah ffrizell his wife, and the same they have remissed and quitt claimed from them and their heires to th^{e} afes^{d} Richard Ridder and William Middleton their heires Execut^{rs} administrat^{rs} and assignes for ever and further the s^{d} Alexander ffrizell and his wife Sarah have granted for them and the heires of th^{e} said Alexander that they will warrant to the said William Middleton and Richard Ridder their heires Execut^{r} administrat^{rs} and assignes the afores^{d} two hundred & fifty acres with the

Liber B B appurtenances, against them the said Allexander ffrizell and Sarah his wife, and the heires of the said Alexand^{r} for ever, and for this remise release and Quitt Claime the said William Middleton and Richard Ridder hath given unto the s^{d} Alexander The sum̄ of two Thousand five hundred pounds of Tobacco Walter Hall

Comand Docter Luke Barber and Elizabeth his wife of Bretton Bay in the County Of S^{t} Maries That justly &c: they keep with William Tettershall of the same Bay and County the Covenants &c: (Viz) of one parcell of Land, belonging to the Land Revell as it is allready Layd out and bounded and likewise of another parcer of Land lying on the south-side of Newetts Creeke in the same Bay and County Containing One hundred acres in measure/

William Evans

And the agreement is such that the s^{d} Luke Barber and Elizabeth his wife have accknowledged the aboves^{d} pcells of Land with the appurtenances to be the right of the s^{d} William Tettershall as those wth the said William hath of the guift of the s^{d} Luke Barber and Elizabeth his wife, and the same they have remissed and Quitt Claimed from them and their heires to the afores^{d} William Tettershall his heires and assignes for ever and further the s^{d} Luke Barber [p. 544] and Elizabeth his wife have granted For them and their heires That they will warrant to the afores^{d} William Tettershall and to his heires and assignes both the afores^{d} parcells of Land with the appurtenances against the s^{d} Luke Barber and Elizabeth his wife and the heires of the s^{d} Luke and Elizabeth for ever And for this remise Release and Quitt Claime the s^{d} William Tettershall hath Given unto the said Luke Barber and Elizabeth his Wife the summe of Twelve Thousand Pounds of Tobacco and Caske

Walter Hall/Cle^{r}/ Luke Barber
Elizabeth Barber

At a Court held at Newtowne for the County of S^{t} Maries the first Tuesday in June 1666

Com̄and John Camell of Popplar-hill in the County of S^{t} Maries Plant^{r} that justly &c: he keep with William Marlo of the same place and County Plant^{r} the Covenant &c: (viz) of a parcell of Land called the Out let Lying scituated and being in the East side of Popplar-hill Creeke in the County Of S^{t} Maries aforesaid Containing one hundred acres in measure Tho: Dent

And the agreement is such that the said John Camell have acknowledged the aboves^{d} hundred acres of Land with the appurtenants to be the right of the s^{d} William Marlo as these with the s^{d} William Marlo have of the guift of the s^{d} John Camell, and the same he hath remised and Quitt claimed from him and his heires to the afores^{d} William Marlo his heires and assignes for ever, and further more the s^{d} John Camell have granted for him and his heires, that he will warrant to the afores^{d} William Marlo and to his heires or assignes the aforesaid hundred acres of Land with the appurtenances against him the s^{d} John Camell and the heires of the said John Camell for ever, and for this remise release and Quitt Claime the said William Marlo hath given unto the s^{d} John Camell the Sum̄ of Two Thousand Pounds of Tobacco and Caske Liber B B

Walter Hall : Cle^{r} John Camells
marke

[p. 545] This Indenture made the twenty sixth day of May anno One Thousand six hundred sixty and six Between John Compton of Charles County and Robert Page of S^{t} Maries County Plant^{rs} in the Provinces of Mary-land of the one pte and Walter Bayne of Charles County and Province afores^{d} Plant^{r} in the Other parte Wittnesseth the s^{d} John Compton and Robert Page as well for and in considerac̄on of a valuable satisfaction in hand paid before the Ensealling and delivery hereof by the said Walter Bayne whereof and wherewith the said John Compton and Robert Page doth acknowledge themselves satisfyed Contented and paid and thereof and of Every part and parcell thereof doth acquitt and discharge the said Walter Bayne his heires Excecut^{rs} administrat^{rs} and every of them by these Presents as alsoe for divers good causes and considerac̄ons them thereunto moveing have granted bargained sould assigned sett over and confirmed and by these presents doe fully clearly and absolutely grant Bargaine sell assigne sett over and confirme unto the said Walter Bayne, his heires Excecut^{rs} administrat^{rs} and assignes, all that parcell of Land scituated Lying and being in S^{t} Maries County Lying upon the North-side of Wicacomaco River backwards in the woods called Brothwood begining at a Bounded White Oake the bound tree of Edward Swanns called Englston Runing north for breadth the Length of two hundred and fifty pearches to a bounded Beach bonded in the north by a lyne drawne east from the s^{d} Beach for the Length of five hundred pearches to a Bounded Chestnutt on the East by a Lyne drawne south from the End of the former lyne to a bounded Pekecary the bound tree of Edward Swane aforesaid on the south with the said Swans Land afores^{d} on the west with the said north lyne Containing and now laid out for eight hundred acres more or lesse all and singular with the said parcell of Land Together with all and singular the Houses Buildings Structures or Edifices, whatsoever therunto belonging or appertaining Together with all the Orchards Gardens Pastures feedings Commons, Commons of pastures Range for hoggs woods underwoods water, water courses

Liber B B ffishing Fowlling wayes easements profitts Commodities an hereditaments whatsoever unto the parcell of Land belonging or in any maner of waye appertaining To have and to hold the said parcell of Land and all and singular the premises aforementioned to be hereby bargained and sould with the appurtenances and every part and parcell thereof whatsoever before named or recited unto the said Walter Bayne and his heires Excecut^{rs} administrat^{rs} and assignes for ever Yielding and paying therefore yearly the just sum̃e of sixteen shillings sterling in silver or Gold or the full value thereof in such Commodities as his Lordships Receivers or Collect^{rs} shall Excepte of whensoever by them Lawfully demand being the Rent of the abovesaid Land and the said John Compton and and Robert Page for [p. 546] themselves and their heires Excecut^{rs} administrat^{rs} do covenant grant and agree to and with the said Walter Bayne his Excecut^{rs} administrat^{rs} and assignes and every of them by these presents that the said Walter Bayne his Excecut^{rs} administrat^{rs} and assignes shall and may Lawfully peacably and Quietly have hold occupie possess and Enjoye all and singular the before mentioned premises by these presents Bargained and sould and every part and parcell thereof with every the Rights members and appurtenances without the Lawfull Lett suite trouble eviction Expultion Interruption or demand of or by the said Compton or Page or of or by their heirs Excecut^{rs} administrat^{rs} or any or either of them or of or by any other person or persons Lawfully Claimeing from by or under them or any of them or their or any of their uses or by from or under their or any of their Title Estate meanes or procurement as alsoe acquitted and discharged or within Convenient time after Reasonable Request made well and sufficient saved and keep harmeless of and from all manner of former and other bargaines sales Estates former Leases Titles of Dower or any other Titles of Rights Joyntures uses Intailes Will Rents charges Rent services arrearages of Rents Statuts Recognizances Judgments Excecutions Titles Troubles Charges and demands whatsoever had made done committed or wittinly or willingly suffered by the said John Compton or Robert Page their heires or assignes or any of them or of or by any other person or persons whatsoever Lawfully Claiming by from or under them or any of them or to their or any of their uses or by their or any of their Titles, Estate meanes or procurements and the s^{d} John Compton and Robert Page for themselves their heires Excecut^{rs} and administrat^{rs} all and singular the before bargained premises with their appurtenances and every part and parcell thereof unto the said Walter Bayne his heires Excecut^{rs} administrat^{rs} and assignes to the Intent and meaning aforesaid shall and will warrant and ever defend by These presents In Wittness whereof the parties first above named to these present Indenture have Interchangably sett their hands and seales the day and year first above written Liber B B

Signed sealed and delivered
together with possession in
Livery and seisin by Turff and
Twigg in presence of us.
Andrew Ward
Jonathan Marler

John Comptons hand
and seale
Robert Pages hand
hand and seale

The word County being Interlined before assignement/

John Compton and Robert Page made acknowledgement of the above written Conveyance unto Walter Beane at a Court held at Newtowne for the County of S^{t} Maries the first Tuesday in June 1666/ [p. 547]

Walter Hall

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